

**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION COMMISSION**

**IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION COMMISSION FOR
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF COLGATE OPERATING, LLC
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

**OCC Case No. 21744
OCD Case No. 21629
OCD Order No. R-21575
OCC Order No. R-21679
OCC Order No. R-21679-A
OCC Order No. R-21679-B
OCC Order No. R-21679-C**

JOINT MOTION FOR CONTINUANCE

Colgate Operating, LLC (“Colgate”) and Cimarex Energy Co., and its affiliate Magnum Hunter Production Inc. (collectively “Cimarex”) request a continuance of the contested hearing for the competing applications to the extent that the New Mexico Oil Conservation Commission (“Commission” or “OCC”) contemplates hearing the competing applications on the June 9, 2022, docket in Case No. 21744. The language of Paragraph 111 in Order No. R-21679-C appears to indicate the applications in Case Nos. 21629, 22018 and 22019 (“Competing Applications”) will not be heard; however, the Commission has not responded to requests for clarification which has created a level of uncertainty among the parties.

Colgate has submitted a Motion to Affirm Commission Order No. R-21679-C, pursuant to the OCC’s request at the April 14, 2022, status conference, and Cimarex responded in kind. Therefore, Colgate and Cimarex are assuming that the June 9, 2022, hearing date has been set as a hearing on Colgate’s Motion and Cimarex’s Response in order to determine and clarify

whether any competing applications will be heard and to address any remaining issues raised at the April 14, 2022, status conference.

WHEREFORE, should the Commission decide to hear the Competing Applications, Colgate and Cimarex respectfully request that they be heard at a later date to be determined by the Commission after any remaining issues have been addressed on June 9, 2022.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed with the New Mexico Oil Conservation Commission and was served on counsel of record, via electronic mail on June 2, 2022:

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