

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

**APPLICATION OF COG OPERATING LLC
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.**

CASE NO. 23240

**ENTRY OF APPEARANCE BY FRANKLIN MOUNTAIN ENERGY, LLC
AND NOTICE OF OPPOSITION TO PRESENTATION BY AFFIDAVIT**

Modrall, Sperling, Roehl, Harris & Sisk, P.A., (Earl E. DeBrine, Jr., Deana M. Bennett, and Bryce H. Smith) hereby enters its appearance on behalf of Franklin Mountain Energy, LLC (“Franklin”) in the above-referenced case. Franklin further provides notice that it objects to presentation of this case by affidavit under Rule 19.15.4.12(A)(1)(b) NMRA.

Additionally, Franklin understands that COG Operating LLC’s Case Nos. 23236–23242 are intended to be consolidated with Franklin’s Case Nos. 23129–23146 and 23158–23167 for a hearing scheduled to commence on January 19, 2023 pursuant to the Pre-Hearing Order entered by the Division on November 4, 2022 in Franklin’s cases.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Bryce H. Smith

Earl E. DeBrine, Jr.
Deana M. Bennett
Bryce H. Smith
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dbennett@modrall.com
bsmith@modrall.com

Attorneys for Franklin Mountain Energy, LLC

CERTIFICATE OF SERVICE

We hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by e-mail on December 14, 2022:

HINKLE SHANOR LLP
Dana S. Hardy
Jaelyn M. McLean
Yarithza Pena
P.O. Box 2068
Santa Fe, NM 87504-2068
Phone: (505) 982-4554
dhardy@hinklelawfirm.com
jmclean@hinklelawfirm.com
ypena@hinklelawfirm.com
Counsel for COG Operating, LLC

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Bryce H. Smith
Bryce H. Smith

W4577701.DOCX