

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

**APPLICATIONS OF COG OPERATING LLC  
FOR COMPULSORY POOLING AND APPROVAL  
OF NON-STANDARD SPACING UNIT,  
LEA COUNTY, NEW MEXICO**

**Case Nos. 23236-23239, 23242**

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

**Case No. 23240**

**APPLICATION OF COG OPERATING LLC  
FOR COMPULSORY POOLING AND  
APPROVAL OF OVERLAPPING SPACING UNIT,  
LEA COUNTY, NEW MEXICO**

**Case No. 23241**

**APPLICATIONS OF FRANKLIN MOUNTAIN,  
ENERGY, LLC FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.**

**Case Nos. 23129-23146  
23158-23167**

**COG OPERATING LLC'S UNOPPOSED MOTION FOR  
CONSOLIDATION AND FOR ISSUANCE OF AMENDED PRE-HEARING ORDER**

COG Operating LLC ("COG") requests that the Oil Conservation Division ("Division"):  
(1) consolidate Case Nos. 23236-23242 with Case Nos. 23129-23146 and 23158-23162 for  
hearing; and (2) issue an amended Pre-Hearing Order that sets the cases for a contested hearing on  
January 19, 2023. In support of this motion, COG states the following.

1. COG's Case Nos. 23236-23242 involve competing proposals with Franklin  
Mountain Energy, LLC's ("FME") Case Nos. 23129-23146 and 23158-23167.

2. FME's cases are currently set for a contested hearing on January 19, 2023 under  
the Pre-Hearing Order that was issued on November 4, 2022. COG's cases are set for hearing on  
January 5, 2023.

3. COG and FME agree that these cases should be consolidated for hearing.

4. COG requests that the Division amend the Pre-Hearing Order and set the above-referenced matters for a contested hearing on January 19, 2023.

5. No party opposes this request.

Respectfully submitted,

HINKLE SHANOR LLP

/s/ Dana S. Hardy

Dana S. Hardy

Jaclyn M. McLean

Yarithza Peña

Post Office Box 2068

Santa Fe, NM 87504-2068

(505) 982-4554 (phone)

(505) 982-8623 (fax)

dhardy@hinklelawfirm.com

jmclean@hinklelawfirm.com

ypena@hinklelawfirm.com

*Counsel for COG Operating LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 19, 2022, I caused a true and correct copy of the foregoing motion to be electronically served on the following counsel of record:

Earl E. DeBrine, Jr.  
Deana M. Bennett  
Bryce H. Smith  
MODRALL, SPERLING,  
ROEHL, HARRIS  
& SISK, P.A.  
Post Office Box 2168  
500 Fourth Street NW, Suite 1000  
Albuquerque, New Mexico 87103-2168  
Telephone: 505.848.1800  
*Counsel for Franklin Mountain Energy, LLC*

/s/ Dana S. Hardy

Dana S. Hardy