

**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. 23236-23237, 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. 23158 - 23167**

**JOINT MOTION TO VACATE PRE-HEARING ORDER**

COG Operating LLC (“COG”) and Franklin Mountain Energy, LLC (“Franklin Mountain”) request that the Division vacate the Amended Pre-Hearing Order, issued on January 18, 2023. The disputed issues have been resolved, and COG and Franklin Mountain have dismissed their competing applications. COG and Franklin Mountain will file separate continuance motions for their remaining cases. No other parties have entered an appearance in these matters.

Respectfully submitted,

HINKLE SHANOR LLP

/s/ Dana S. Hardy

Dana S. Hardy

Jaclyn McLean

Yarithza Peña

P.O. Box 2068

Santa Fe, NM 87504-2068

Phone: (505) 982-4554

Facsimile: (505) 982-8623

dhardy@hinklelawfirm.com

jmclean@hinklelawfirm.com

ypena@hinklelawfirm.com

*Counsel for COG Operating LLC*

Earl E. DeBrine, Jr.

Deana M. Bennett

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

edebrine@modrall.com

dmb@modrall.com

*Attorneys for Franklin Mountain  
Energy, LLC*