

**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**

**Commission Case No. 21744  
Case No. 21629**

**APPLICATIONS OF CIMAREX ENERGY CO.  
FOR HORIZONTAL SPACING UNIT AND  
COMPULSORY POOLING, EDDY COUNTY,  
NEW MEXICO**

**Commission Case No. 21744  
Case Nos. 22018 & 22019**

**UNOPPOSED MOTION FOR CONTINUANCE**

Cimarex Energy Co., and its affiliate Magnum Hunter Production Company, Inc. (collectively "Cimarex"), through its undersigned attorneys, moves the Oil Conservation Commission ("OCC") to continue the above-referenced cases to the June 8, 2023, docket, a regularly scheduled hearing date with the OCC. In support of this Unopposed Motion, Cimarex states the following:

1. Cimarex and Colgate Operating, LLC ("Colgate") have been negotiating in good faith, which has included the exchange of proposals, and continue to negotiate. The parties agree that there remains potential for reaching a trade and request additional time to work toward resolving the matter in an effort to avoid a contested hearing.

2. Colgate and EOG Resources, Inc. ("EOG") have recently substituted new counsel,

and the additional time provided by a continuance would benefit new counsel's review of the cases and enhance the quality of the proceedings.

3. Colgate does not have all witnesses available in May 2023; therefore, Cimarex respectfully requests the cases be set to be heard on the June 8, 2023, docket.

4. Counsel has been informed of this Motion and concurs with its content and request.

Respectfully submitted,

ABADIE & SCHILL, PC

*/s/ Darin C. Savage*

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**Attorneys for Cimarex Energy Co., and Magnum  
Hunter Production, Inc., an affiliate of Cimarex  
Energy Co.**

**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 March 24, 2023:

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*/s/ Darin C. Savage*

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