

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

**APPLICATION OF CIMAREX ENERGY CO.
FOR A HORIZONTAL SPACING UNIT AND
COMPULSORY POOLING, LEA COUNTY,
NEW MEXICO.**

**Case Nos. 23399, 23400,
23401, & 23402**

**APPLICATION OF MEWBOURNE OIL COMPANY FOR
APPROVAL OF A NON-STANDARD 1280-ACRE HORIZONTAL
WELL SPACING UNIT AND COMPULSORY POOLING, LEA
COUNTY, NEW MEXICO.**

Case No. 23308

**APPLICATION OF E.G.L. RESOURCES INC.
FOR COMPULSORY POOLING IN
LEA COUNTY, NEW MEXICO.**

Case No. 23214

**UNOPPOSED MOTION TO VACATE THE
EXISTING PRE-HEARING ORDERS**

Cimarex Energy Co. (“Cimarex”), through its undersigned attorneys, moves the New Mexico Oil Conservation Division (“Division”) to vacate the existing prehearing orders which set the above-referenced cases for a hearing date of April 6, 2023, which include the Amended Pre-hearing Order dated February 17, 2023, and the Pre-hearing Order dated February 2, 2023 (“Existing PHOs”).

In support of this motion, the following is shown:

1. Application filed by Mewbourne Oil Company (“Mewbourne”) in Case No. 23308 had been set for a contested hearing on April 6, 2023, pursuant to Prehearing Order dated February 2, 2023, in preparation for competing applications to be filed by Cimarex, which Cimarex did file

in Cases Nos. 23399, 23400, 23401, and 23402. As it turned out, these cases also competed, across one particular section, with the application filed by E.G.L. Resources Inc. (“EGL”) in Case No. 23214. Consequently, at a status conference held February 16, 2023, the Division agreed to issue an Amended Prehearing Order to consolidate all the competing applications, which it issued on February 17, 2023.

2. Cimarex has been in communication with both Mewbourne and EGL, and the parties agree that it would be beneficial to continue the contested hearing to a later date to allow further negotiations in an effort to resolve these matters and potentially avoid a hearing. Furthermore, Mewbourne and Matador Production Company/MRC Delaware Resources (“Matador”) both had a recent withdrawal of counsel, last week, with new counsel appointed for Mewbourne, and Matador currently deciding how best to proceed.

3. In order to allow additional time that would be beneficial to these proceedings, Cimarex requests that the Division vacate the Existing PHOs and issue a new Pre-hearing Order setting a contested hearing date for May 18, 2023.

4. Counsel has been informed of this Motion, and no party objects.

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 Division and was served on counsel of record (or on the party if not represented by counsel) via electronic mail on March 28, 2023:

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