

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

**APPLICATIONS OF FLAT CREEK RESOURCES, LLC  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO**

**Case Nos. 23997-23999**

**MOTION TO VACATE PRE-HEARING ORDER AND HEAR MATTER BY AFFIDAVIT  
ON JANUARY 4, 2024**

Flat Creek Resources (“Flat Creek”) hereby requests that the Division vacate the Pre-Hearing Order entered on December 8, 2023 in the above captioned matters and hear these matters by affidavit on January 4, 2024. All objections have been withdrawn.

Respectfully submitted,

**MONTGOMERY & ANDREWS, P.A.**

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### CERTIFICATE OF SERVICE

I hereby certify that I caused the foregoing to be served by electronic mail to the following counsel:

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