

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

**APPLICATIONS OF FRANKLIN MOUNTAIN  
ENERGY 3, LLC FOR COMPULSORY POOLING  
AND NOTICE OF OVERLAPPING SPACING UNIT,  
LEA COUNTY, NEW MEXICO**

**Case Nos. 23833-23840**

**APPLICATIONS OF MRC PERMIAN COMPANY  
FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**Case Nos. 23885-23888**

**APPLICATIONS OF MRC PERMIAN COMPANY  
FOR APPROVAL OF AN OVERLAPPING HORIZONTAL  
WELL SPACING UNIT AND COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**Case Nos. 23961-23964**

**JOINT MOTION TO MODIFY THE AMENDED PRE-HEARING ORDER**

Pursuant to the instructions of the Hearing Officer at the January 4, 2024, status conference, applicants move to modify the Amended Prehearing Order entered in these matters to (a) replace MRC Permian Case Nos. 23885-23888 with Case Nos. 24142-24145, and (b) replace Franklin Mountain Energy Case Nos. 23834, 23836, 23837, and 23840 with Case Nos. 24110, 24111, 24112 and 24115.

Respectfully submitted,

HOLLAND & HART LLP

By: 

Michael H. Feldewert  
Adam G. Rankin  
Paul M. Vance  
Post Office Box 2208  
Santa Fe, New Mexico 87504-2208  
(505) 988-4421  
(505) 983-6043 Facsimile  
mfeldewert@hollandhart.com  
agrarkin@hollandhart.com  
pmvance@hollandhart.com

**ATTORNEYS FOR MRC PERMIAN COMPANY**

AND

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By: /s/ Deana M. Bennett

Deana M. Bennett  
Earl E. DeBrine  
Yarithza Peña  
Post Office Box 2168  
500 Fourth Street NW, Suite 1000  
Albuquerque, New Mexico 87103-2168  
Telephone: 505.848.1800  
Deana.Bennett@modrall.com  
eed@modrall.com  
yarithza.pena@modrall.com

**ATTORNEYS FOR FRANKLIN MOUNTAIN ENERGY 3,  
LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that on January 11, 2024, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Dana S. Hardy  
Jaclyn M. McLean  
HINKLE SHANOR LLP  
P.O. Box 2068  
Santa Fe, NM 87504-2068  
(505) 982-4554  
(505) 982-8623 FAX  
*dhardy@hinklelawfirm.com*  
*jmclean@hinklelawfirm.com*

***Attorneys for Armstrong Energy Corporation and  
Slash Exploration LP***

Elizabeth Ryan  
Jobediah Rittenhouse  
ConocoPhillips  
1048 Paseo de Peralta  
Santa Fe, New Mexico 87501  
(505) 780-8000  
*Beth.Ryan@conocophillips.com*  
*Joby.Rittenhouse@conocophillips.com*

***Attorneys for COG Operating, LLC***



---

Michael H. Feldewert