

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

**APPLICATION OF GOODNIGHT
MIDSTREAM PERMIAN, LLC TO AMEND
ORDER NO. R-7767 TO EXCLUDE THE SAN
ANDRES FORMATION FROM THE EUNICE
MONUMENT OIL POOL WITHIN THE
EUNICE MONUMENT SOUTH UNIT AREA,
LEA COUNTY, NEW MEXICO.**

CASE NO. 24277

**APPLICATION OF GOODNIGHT
MIDSTREAM PERMIAN, LLC TO AMEND
ORDER NO. R-7765, AS AMENDED TO
EXCLUDE THE SAN ANDRES FORMATION
FROM THE UNITIZED INTERVAL OF THE
EUNICE MONUMENT SOUTH UNIT,
LEA COUNTY, NEW MEXICO.**

CASE NO. 24278

**APPLICATIONS OF GOODNIGHT MIDSTREAM
PERMIAN, LLC FOR APPROVAL OF
SALTWATER DISPOSAL WELLS
LEA COUNTY, NEW MEXICO.**

CASE NOS. 23614-23617

**APPLICATIONS OF EMPIRE NEW MEXICO LLC
TO REVOKE INJECTION AUTHORITY,
LEA COUNTY, NEW MEXICO.**

CASE NOS. 24018-24027

**APPLICATION OF GOODNIGHT MIDSTREAM
PERMIAN LLC TO AMEND ORDER NO. R-22026/SWD-2403
TO INCREASE THE APPROVED INJECTION RATE
IN ITS ANDRE DAWSON SWD #1,
LEA COUNTY, NEW MEXICO.**

CASE NO. 23775

**APPLICATION OF GOODNIGHT PERMIAN MIDSTREAM,
LLC FOR APPROVAL OF A SALTWATER DISPOSAL WELL,
LEA COUNTY, NEW MEXICO; ORDER NO. R-22869-A.**

CASE NO. 24123

**ENTRY OF APPEARANCE
AND NOTICE OF INTERVENTION**

Peifer, Hanson, Mullins & Baker, P.A. (Matthew M. Beck) hereby enters its appearance for Rice Operating Company (“Rice Operating”) and Permian Line Service, LLC (“Permian Line”), and moves for their intervention in these matters under 19.15.4.11 NMAC.

The Commission properly should find that Rice Operating and Permian Line have standing to intervene in these matters for the following reasons:

1. Empire New Mexico, LLC (“Empire”) is an oil-and-gas production company that operates the Eunice Monument South Unit (“EMSU”). The EMSU is an oil-and-gas production area subject to a unitization order issued under the Statutory Unitization Act, NMSA 1978 §§ 70-7-1 through -21, which area includes the Grayburg formation and the San Andres formation underlying the EMSU.

2. Rice Operating and Permian Line are salt water disposal companies that are the designated operators of injection wells in and around the EMSU that are properly, legally, and necessarily injecting wastewater into the San Andres formation, authorized by Oil Conservation Division injection permits issued pursuant to 19.15.24 NMAC,

3. In Case Nos. 24433-24439 before the Oil Conservation Division, Empire filed Applications to revoke the injection authority under which Rice Operating and Permian Line properly and necessarily operate their SWD wells. Empire notified the Commission, the Oil Conservation Division, and the parties that it properly seeks to dismiss those Applications.

4. Empire also filed a Complaint against Rice Operating, Permian Line, and others in State of New Mexico Fifth Judicial District Court Case No. D-506-CV-2024-0377, however, related to its ownership of the EMSU and Rice Operating’s and Permian Line’s subsurface interests in its injection wells that are properly, legally, and necessarily injecting into the San Andres formation. Empire has asserted that it does not intend to dismiss this lawsuit.

5. Empire properly recognized that its applications against Rice Operating’s and Permian Line’s SWD permits differ from the permits challenged here. But because of Rice Operating’s and Permian Line’s interests in the San Andres formation and potential adverse implications to its disposal wells from an imprudent Commission decision here, Rice Operating and Permian Line seek to intervene to preserve their rights that may be adversely affected by any disposition of these cases involving a determination regarding the San Andres formation.

Respectfully submitted,

PEIFER, HANSON, MULLINS & BAKER, P.A.

By: /s/ Matthew M. Beck

Matthew M. Beck

P.O. Box 25245

Albuquerque, NM 87125-5245

Tel: (505) 247-4800

Fax: (505) 243-6458

Email: mbeck@peiferlaw.com

*Attorneys for Rice Operating Company and Permian
Line Service, LLC*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail this 20th day of June, 2024.

Sharon T. Shaheen
Daniel B. Goldberg
Montgomery & Andrews, PA
P.O. Box 2307
Santa Fe, NM 87504-2307
(505) 986-2678
sshaheen@montand.com
dgoldberg@montand.com
cc: wmcginnis@montand.com

Ernest L. Padilla
Padilla Law Firm, P.A.
P.O. Box 2523
Santa Fe, NM 87504
(505) 988-7577
padillalaw@qwestoffice.net

Dana S. Hardy
Jaclyn M. McLean
Hinkle Shanor LLP
P.O. Box 2068
Santa Fe, NBM 87504-2068
(505) 982-4554
dhardy@hinklelawfirm.com
jmclean@hinklelawfirm.com

Attorneys for Empire New Mexico, LLC

Michael H. Feldewert
Adam G. Rankin
Paula M. Vance
Post Office Box 2208
Santa Fe, NM 87504
505-998-4421
505-983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
pmvance@hollandhart.com

Attorneys for Goodnight Midstream Permian, LLC

Miguel A. Suazo
Sophia A. Graham
Kaitlyn A. Luck
Beatty & Wozniak, P.C.
500 Don Gaspar Ave.
Santa Fe, NM 87505
(505) 946-2090
msuazo@bwenergylaw.com
sgraham@bwenergylaw.com
kluck@bwenergylaw.com

Attorneys for Pilot Water Solutions SWD, LLC

Jesse Tremaine
Chris Moander
Assistant General Counsels
New Mexico Energy, Minerals, and Natural Resources Department
1220 South St. Francis Drive
Santa Fe, New Mexico 87505
(505) 741-1231
(505) 231-9312
jessek.tremaine@emnrd.nm.gov
chris.moander@emnrd.nm.gov

Attorneys for Oil Conservation Division

PEIFER, HANSON, MULLINS & BAKER, P.A.

/s/ Matthew M. Beck

Matthew M. Beck