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A P P E A R A N C E S

ON BEHALF OF TEXAS STANDARD:

JAMES G. BRUCE, ESQUIRE
James Bruce, Attorney at Law
P.O. Box 1056
Santa Fe, NM 87504
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ON BEHALF OF ARMSTRONG ENERGY CORPORATION AND
EXPLORATION:

DANA HARDY, ESQUIRE
Hinkle Shanor LLP
P.O. Box 0268
Santa FE, NM 87504

ALSO PRESENT:

Freya Tschantz, Law Clerk
Dean McClure, Technical Examiner (by
videoconference)
Matt Roberson, Witness (by videoconference)

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I N D E X

WITNESS(ES) :	DX	CX	RDX	RCX
MATT ROBERSON				
By Mr. McClure		20		

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E X H I B I T S

NO.	DESCRIPTION	ID/EVD
Case 23823:		
Exhibit 1	Pooling Checklist	8/18
Exhibit 2	Landman's Affidavit	8/18
Exhibit 3	Geologist's Affidavit	16/18
Exhibit 4	Affidavit of Mailing	17/18
Exhibit 5	Affidavit of Publication	17/18
Exhibit 6	Application and Proposed Notice	17/18
NO.	DESCRIPTION	ID/EVD
Case 23824:		
Exhibit 1	Pooling Checklist	23/23
Exhibit 2	Landman's Affidavit	23/23
Exhibit 3	Geologist's Affidavit	23/23
Exhibit 4	Affidavit of Mailing	23/23
Exhibit 5	Affidavit of Publication	23/23
Exhibit 6	Application and Proposed Notice	23/23

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P R O C E E D I N G S

THE HEARING OFFICER: Okay. It is 1:01 p.m. on June 25, 2024. This is a special hearing commenced to hear Texas Standard Operating LLC case numbers 23823, 23824. And entrance of appearance, please.

MR. BRUCE: Mr. Examiner, Jim Bruce representing Texas Standard.

MS. HARDY: And Mr. Examiner, Dana Hardy with Hinkle Shanor on behalf of Armstrong Energy Corporation and Slash Exploration.

THE HEARING OFFICER: Okay. Good afternoon to both of you. Are there any other parties that are joining us online? Not hearing any, Ms. Hardy, it's my understanding that your client has withdrawn its objection to Mr. Bruce proceeding by affidavit.

MS. HARDY: That's correct.

THE HEARING OFFICER: Okay. Very good. And have you had a chance to review Mr. Bruce's exhibits?

MS. HARDY: Yes, I have.

THE HEARING OFFICER: You have. Okay. Are there any objections to the exhibits?

MS. HARDY: No, I don't have any

1 objections.

2 THE HEARING OFFICER: Okay. Very good.
3 Mr. Bruce, are your witnesses available for cross-
4 examination?

5 MR. BRUCE: They should be, yes.

6 THE HEARING OFFICER: Very good. Have
7 you submitted -- we only have two case numbers here it
8 looks like, have you submitted the revised exhibit
9 packet for both cases?

10 MR. BRUCE: Yes. I got them in late
11 last night and I think they were finally admitted by
12 the Division two hours ago, hour and a half ago.

13 THE HEARING OFFICER: Okay. I can tell
14 by the color documents in the imaging system that
15 you've had multiple submissions here and I'd like to
16 clean up the record.

17 MR. BRUCE: Sure.

18 THE HEARING EXAMINER: So Freya, I'm
19 going to ask you to remove certain documents from this
20 record once Mr. Bruce and I, and Ms. Hardy, stipulates
21 to the authenticity.

22 So Mr. Bruce, I have two kind of
23 orangey documents that were submitted today, on the
24 25th, are those your exhibits for today's hearing?

25 MR. BRUCE: Those are the final

1 exhibits for today.

2 THE HEARING OFFICER: Those are the
3 final exhibits for today. So the green exhibits from
4 the 18th of June, we can delete those?

5 MR. BRUCE: Yes, sir.

6 THE HEARING OFFICER: Okay. Freya, you
7 heard that?

8 MS. TSCHANTZ: I did.

9 THE HEARING OFFICER: Okay. And then
10 we have some yellow exhibits from May 9, we can delete
11 those as well. Freya will you clean up those as well?

12 MS. TSCHANTZ: Yes, I will.

13 THE HEARING OFFICER: Okay. That's
14 four documents that we're removing from the record.
15 Okay. Mr. Bruce, let's look at your exhibits for a
16 moment. Do you want to give us a brief overview?

17 MR. BRUCE: Yes, Mr. Examiner. These
18 are two cases, two adjoining well units; I'll just
19 briefly run through the first one and make it simple.
20 Keep it simple stupid, as they have always told me, so
21 ... In the first case Texas Standard seeks to force
22 pool the Upper Penn formation in the west half,
23 southeast quarter of 11, west half east half of 14,
24 and west half east half of 23.

25 In 17 south 36 east, Exhibit 1 is the

1 pooling checklist. Exhibit 2 is the self-affirmed
2 statement of Matt Roberson who's the landman for Texas
3 Standard who has previously testified. His affidavit
4 contains all the usual information. Contains the land
5 plats, the C-102s, the documents which, probably the
6 most important page is 13, 14, and 15, which show the
7 tracks involved and the interest owners involved.

8 His affidavit goes into the overhead
9 rates, 8,800 per month and the risk charge of 200
10 percent. And I would not that in each affidavit,
11 which is page 8 of each submission, paragraph 14 says
12 Texas Standard does not contest the validity of the
13 correction assignment that Ms. Hardy filed the other
14 day in this matter. So --

15 (Exhibits 1 and 2 were marked for
16 identification.)

17 THE HEARING OFFICER: Mr. Bruce.

18 MR. BRUCE: -- the parties are pretty
19 good to go.

20 THE HEARING OFFICER: Mr. Bruce, you
21 said Ms. Hardy filed, so let me go to her for a
22 moment. What did you file?

23 MS. HARDY: I filed, as a rebuttal
24 exhibit, when we were planning to have a contested
25 hearing a corrected assignment that adjusted downward

1 Slash and Armstrong's overriding royalty interest in
2 the space units.

3 THE HEARING OFFICER: But you filed
4 those in which cases?

5 MS. HARDY: In these two cases.

6 MR. BRUCE: These cases.

7 THE HEARING OFFICER: Do you have a
8 date of the filing?

9 MR. BRUCE: I think it was last
10 Thursday, Mr. Examiner.

11 THE HEARING OFFICER: Then that must be
12 the twenty -- that would be the 21st then? Yes, I
13 have it here. Okay. So I have a notice of rebuttal
14 exhibit. Okay. Let me take a look at it. Can you
15 direct me to the page that I should be looking at, Ms.
16 Hardy?

17 MS. HARDY: Yes. Let me just get
18 there. Sorry. Pulling it up.

19 THE HEARING OFFICER: Take your time.

20 MS. HARDY: Okay. So if you look at --
21 well, it's the first page of the actual assignment.

22 THE HEARING OFFICER: Three? Page 3
23 then?

24 MS. HARDY: Page 3 of the PDF --

25 THE HEARING OFFICER: Uh-huh.

1 MS. HARDY: -- shows the overriding
2 royalty interest for those three entities, Chimney,
3 Armstrong, and Slash.

4 THE HEARING OFFICER: Uh-huh.

5 MS. HARDY: At 1 percent for Chimney
6 and Armstrong, and 6.25 percent for Slash. So that's
7 an adjustment downward from the original assignment of
8 overriding royalty interest that Mr. Bruce had filed
9 in his exhibits.

10 THE HEARING OFFICER: So I want to try
11 to understand this. So Mr. Bruce, when you originally
12 filed the documents you assigned higher percentage to
13 these interests?

14 MR. BRUCE: The situation is this.
15 Slash -- although Armstrong entered an appearance they
16 would be an overriding royalty; the working interest
17 owner was Slash with this particular 160 acres of
18 land, and they filed the original assignment. There's
19 obvious -- it's a state lease, there's an overriding
20 royalty -- or a royalty interest, there was a 3
21 percent overriding royalty interest granted shortly
22 after the lease was issued to Slash.

23 And then there was the late -- filed in
24 late April of an assignment of overriding royalty that
25 assigned a large override to Armstrong and these other

1 two parties that Ms. Hardy -- and they reduced that
2 downward so that in the end they would still have an
3 overriding royalty, a substantial overriding royalty.
4 But Texas Standards' net interest would increase.

5 THE HEARING OFFICER: I see. And that
6 was part of the negotiation?

7 MR. BRUCE: Correct. So it took a long
8 time to get there, but Texas Standard and Slash just
9 want to move along.

10 THE HEARING OFFICER: So for someone
11 who doesn't understand the particulars of these types
12 of negotiations and deals, in very layman's terms your
13 company, Texas Standard, will gain a little bit more
14 from this negotiated deal, so that they don't oppose
15 it.

16 MR. BRUCE: So that -- yeah. So that
17 Texas Standard does not oppose it; yeah.

18 THE HEARING OFFICER: I thought you
19 were Texas Standard.

20 MR. BRUCE: Yeah, I'm Texas Standard.
21 But let's just take the particulars.

22 THE HEARING OFFICER: Yes, thank you.

23 MR. BRUCE: Let's look at it this way.
24 I'll take a federal lease because it has a common
25 royalty interest; a federal lease is issued with a

1 12.5 percent royalty interest, so the working interest
2 owner gets an 87.5 percent net.

3 THE HEARING OFFICER: Okay.

4 MR. BRUCE: And of course, a lot of
5 those leases are assigned, and I've seen the S&R
6 reserve anywhere from a 2 percent override to a 12 and
7 a half percent override.

8 THE HEARING OFFICER: Okay.

9 MR. BRUCE: Now, a 12 and a half
10 percent override would take the net to the assignee
11 down to 75 percent.

12 THE HEARING OFFICER: Okay.

13 MR. BRUCE: And in this particular, the
14 interests are a little different, but after the second
15 override assignment, Slash's net interest, which was
16 being force pooled would be 67 percent.

17 THE HEARING OFFICER: Okay.

18 MR. BRUCE: After the correction
19 assignment overriding royalty, their net interest went
20 to 70 percent.

21 THE HEARING OFFICER: Oh, it went up.

22 MR. BRUCE: But it's good for Texas
23 Standard because we're pooling at a higher net. On
24 the other hand, they still have a decent-size
25 override.

1 THE HEARING OFFICER: I see. I see.
2 And these cases -- this was not the situation where we
3 had competing pooling applications?

4 MR. BRUCE: Correct. Correct. Yeah,
5 this is -- yeah.

6 THE HEARING OFFICER: So had there been
7 no agreement in this case, and we moved forward with a
8 contested case, was there, Ms. Hardy, some idea that
9 your company would have in some way gained more from a
10 contested hearing?

11 MS. HARDY: So what happened, Mr.
12 Examiner, is that we had initially withdrawn our
13 opposition to these applications a couple of months
14 ago, and Slash had assigned this royalty interest to
15 protect its economic interest in these units, because
16 it has a significant interest, right, 25 percent, I
17 think, of the units.

18 And then in its pre-hearing statement
19 Texas Standard was asking the Division to invalidate
20 or disregard the overriding royalty interest. So that
21 is what we were opposing.

22 THE HEARING OFFICER: I see.

23 MS. HARDY: As well as we had concerns
24 about the negotiation. But that was why we were going
25 to have a contested hearing.

1 THE HEARING OFFICER: And Mr. Bruce,
2 does the Division have the authority to, not
3 disregard, but -- was the word disregard the
4 overriding?

5 MR. BRUCE: That's as good a word as --

6 MS. HARDY: I think that's fair. Yeah.

7 THE HEARING OFFICER: Fair?

8 MR. BRUCE: Yeah, there's a couple of
9 cases I could cite and there's one that I had that I
10 can't find the order anymore, but it's the same
11 effect. You know how they can disregard a certain
12 instrument if it would -- for instance, the one I can
13 think of was I filed a pooling application for Devon
14 Energy; this was many, many years ago, and they were
15 force pooling this mineral interest owner in south
16 Texas.

17 And you know, as you well know, under
18 the unleased mineral owner gets a one-eighth royalty
19 under the pooling statute. And this client wanted
20 more; they wanted a 25 percent royalty, and actually
21 Devon was not opposed to that even though at the time
22 that was a very high royalty interest. But they had a
23 35 page lease form which also stated in there that if
24 Devon Energy, whether through happenstance, or its own
25 fault, or the fault of the lessor, mis-paid the

1 royalty interest even by a few bucks the lease would
2 terminate.

3 And Devon said it would have to hire
4 someone, full-time employee, just to monitor the
5 lease. And so the OCD disregarded -- oh, let me give
6 you -- you'll like this as an attorney. The lease was
7 issued by this mineral interest on or to a company
8 formed by their Texas attorneys. So there was some
9 shenanigans going on there.

10 THE HEARING OFFICER: Right. Okay. So
11 based on the police power of the State, the OCD can
12 disregard --

13 MR. BRUCE: To prevent waste.

14 THE HEARING OFFICER: Right. But
15 that's under the police power of the State; right?
16 Preventing waste and correlative rights?

17 MR. BRUCE: Correct.

18 THE HEARING OFFICER: Same thing.
19 Okay. Okay. All right.

20 MS. HARDY: And Mr. Examiner.

21 THE HEARING OFFICER: Yes?

22 MS. HARDY: I would add that it's very
23 rarely done.

24 THE HEARING OFFICER: Oh.

25 MS. HARDY: It's only been done when an

1 overriding royalty interest is so high that it
2 basically deems a unit uneconomic. That's not
3 compromise.

4 MR. BRUCE: There's two cases out there
5 is all I will say.

6 MS. HARDY: Yes.

7 THE HEARING OFFICER: Okay.

8 MR. BRUCE: So Ms. Hardy is right.

9 THE HEARING OFFICER: Good. I'm glad
10 you worked it out. So I see the document that was
11 filed that corrects that interest.

12 MR. BRUCE: Yes.

13 THE HEARING OFFICER: I see that now.
14 So let's get your exhibits -- oh. And then you have a
15 geologist update; I don't think you --

16 MR. BRUCE: Yeah. Let me just say, and
17 of course, in this first one there are two wells, the
18 Lap Dog state, 1H and 2H wells going to be drilled;
19 they sink two wells per well unit is the proper
20 standard. And then they've got the communications
21 log, the well proposals, the AFEs which are stated to
22 be fair and reasonable. And then the self-affirmed
23 statement of Dave Entzminger who's -- David
24 Entzminger, who is the geologist, and he has had his
25 credentials accepted as a matter of record.

1 THE HEARING OFFICER: Okay.

2 MR. BRUCE: And he's got the usual type
3 log, cross-section, structure map, and all the
4 documents show that in this area they should be
5 drilling stand-up units. And then part two of the
6 exhibits is simply the Affidavit of Mailing, there
7 were two notice letters sent because a couple of
8 people were missed in the initial one, and I think the
9 most important of this package is the spreadsheet
10 which is Exhibit 4C.

11 It lists all the interest owners who
12 were notified and the status of their interest; and
13 highlighted in yellow there's one company who recently
14 joined in the well, CBR Oil Properties, and they are
15 not being force pooled. But other than that -- and
16 then they've got the Affidavit of Publication, which
17 was published some time ago, so it's timely, and then
18 the Application and Proposed Ad. And so I would move
19 the admission of Exhibits 1 through 6, plus other
20 subparts.

21 (Exhibits 3 through 6 were marked for
22 identification.)

23 THE HEARING OFFICER: And on page 2,
24 your Notice of Filing Revised Exhibit Packages, where
25 it says attorney for Mewbourne Oil Company, is that

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1 just an error?

2 MR. BRUCE: Ah. That's the trouble
3 with pulling up used documents.

4 THE HEARING OFFICER: Yes, of course.
5 Okay, so that should -- why don't you -- clear --

6 MR. BRUCE: That should be Texas
7 Standard.

8 THE HEARING OFFICER: Thank you. Okay.
9 So very good. So I'll ask again, are there any
10 objections to these exhibits?

11 MS. HARDY: No objection.

12 THE HEARING OFFICER: Thank you. You
13 exhibits are all entered into evidence, Mr. Bruce.
14 And I'm first going to turn to Ms. Hardy. Ms. Hardy,
15 do you have any questions for Mr. Bruce's witnesses?

16 MS. HARDY: I do not.

17 THE HEARING OFFICER: Okay. Very good.
18 Now I turn to our technical examiner, Dean McClure.
19 Good afternoon. Are there any questions for Mr.
20 Bruce's witnesses?

21 MR. MCCLURE: Thank you, Mr. Hearing
22 Examiner. I have a quick question and a quick request
23 for an additional submittal. Mr. Bruce spoke towards
24 it, my question, and he may be able to address it, but
25 I can direct it to his witnesses as well at your

1 discretion.

2 THE HEARING OFFICER: Okay. Since I
3 don't know the question it's hard for me to direct it.
4 Is it a landman question or a geologist question?

5 MR. MCCLURE: It's a landman question.

6 THE HEARING OFFICER: Perfect.

7 MR. MCCLURE: It's in regard to CBR Oil
8 Properties, LLC being pooled.

9 THE HEARING OFFICER: Perfect. Let's
10 get him under oath. Would you turn on your camera,
11 please?

12 MR. BRUCE: Mr. Roberson, I think
13 you're connected by phone, maybe. Maybe your --

14 MR. ROBERSON: I -- I think I'm --

15 MR. BRUCE: Here he is.

16 THE HEARING OFFICER: We see you. We
17 can see you, sir. So would you raise your right --
18 first, would you state and spell your name for the
19 record.

20 MR. ROBERSON: Full first, middle,
21 last, or ...

22 THE HEARING OFFICER: Yes, please.
23 Your full name.

24 MR. ROBERSON: Thomas Matthew Roberson.
25 That's T-H-O-M-A-S M-A-T-T-H-E-W R-O-B-E-R-S-O-N.

1 THE HEARING OFFICER: Okay. We're
2 going to get you sworn in.

3 WHEREUPON,

4 THOMAS MATTHEW ROBERSON,
5 called as a witness and having been first duly sworn
6 to tell the truth, the whole truth, and nothing but
7 the truth, was examined and testified as follows:

8 THE HEARING OFFICER: And Mr. McClure,
9 can you direct me to the page that you're going to be
10 referencing?

11 MR. MCCLURE: Yes, sir, Mr. Hearing
12 Examiner. It's on page 14 of 31 of the first
13 exhibits.

14 THE HEARING OFFICER: Fourteen -- I
15 see; 14 of 31. Okay, let me get there. Hold on one
16 second. Okay, I'm there. Thank you.

17 CROSS-EXAMINATION

18 BY MR. MCCLURE:

19 Q Mr. Roberson, it's also referenced in the
20 exhibit packet part 2, but Mr. Bruce had spoken
21 towards CBR Oil Properties, LLC no longer being
22 pooled; is that correct?

23 A That's correct.

24 Q Okay. On page 14 of 31 of the first exhibit
25 packet, this is the table that's listed unit ownership

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1 summarization; are you looking at what I am?

2 A I -- I should be looking at it. Yeah. With
3 the highlighted owners towards the bottom; is that the
4 one?

5 Q Yes, sir. That is correct.

6 A Okay.

7 Q Is it a typo on here that that CBR Oil
8 Properties, LLC is still highlighted?

9 A Yes. That hasn't been updated since they --
10 since they signed JOA with us and -- and signed AFEs.

11 Q Okay. Thank you, sir.

12 A No problem.

13 MR. MCCLURE: Mr. Bruce, may I direct
14 your attention to page 11 of 31; that's the APD.

15 MR. BRUCE: Correct.

16 MR. MCCLURE: It's kind of -- 25.

17 THE HEARING OFFICER: Mr. Bruce it's
18 number 9; it's where it says pool information.

19 MR. BRUCE: Ah. Yes.

20 MR. MCCLURE: So Mr. Bruce, the only
21 reason I drew your attention to this is so I didn't
22 have to tell you a name over voice, but that is the
23 correct pool name that's listed there on that APD.
24 Please amend your pooling checklist and C-102 to
25 include that correct pool name. Now you do have the

1 correct pool code, but you have the incorrect pool
2 name.

3 MR. BRUCE: Yeah. Pooling checklist
4 and --

5 MR. MCCLURE: C-102.

6 MR. BRUCE: -- pooling checklist and C-
7 102s?

8 MR. MCCLURE: That is correct, sir.

9 MR. BRUCE: No problem.

10 MR. MCCLURE: In addition to that, can
11 we get a new amended submission for the unit ownership
12 summarization table that has that CBR Oil Properties
13 no longer highlighted?

14 MR. BRUCE: Yes, we can do that.

15 MR. MCCLURE: Okay, thank you sir. I
16 have no other requests and no further -- oh, I have
17 one further question. Everything we just discussed
18 here in regards to this ownership, is that reflective
19 of both these cases?

20 MR. BRUCE: Yes.

21 MR. MCCLURE: Okay. If I have --

22 MR. BRUCE: -- identical ownership in
23 both cases.

24 MR. MCCLURE: Okay. Thank you, sir.
25 That was my understanding. If we could do these exact

1 same corrections for both these cases.

2 MR. BRUCE: Yes, sir.

3 MR. MCCLURE: Okay. Thank you, sir.
4 Thank you, Mr. Hearing Examiner. I have no further
5 requests or questions.

6 THE HEARING OFFICER: Okay. Thank you,
7 Mr. McClure. So I admitted the exhibits in case
8 number 23823, but now I need to do the same in the
9 other case. So hold on one minute so I can look at
10 them. I'm now looking at 23824 and the exhibit
11 packets here. And Freya, we're going to do the same
12 clean up of the exhibit packets in this case as well.

13 MS. TSCHANTZ: Okay.

14 THE HEARING OFFICER: All right. So
15 looking at the orange copies, and in this case that
16 one is there. Okay, I see exhibits here, Exhibit 1,
17 the landman exhibits; 2, geologist exhibits; 3, I see
18 affidavit of mailing; 4, affidavit of publication; 5,
19 an application and proposed notice, are there any
20 objections to these exhibits?

21 (Exhibits 1 through 6 were marked for
22 identification.)

23 MS. HARDY: No objections.

24 THE HEARING OFFICER: These exhibits
25 are so admitted into evidence, and they will need to

1 be corrected as well. Mr. Bruce, are you clear about
2 the -- when you look at that exhibit -- this is the
3 same -- the pooling checklist. When you look here at
4 the pooling checklist at that item number 9, hold on a
5 second, or is it the C-10 --

6 MR. BRUCE: Yes, sir.

7 THE HEARING OFFICER: You are. So just
8 for my clarification, under number 9 I know the pool
9 code is correct, what is the pool name that you're
10 going to be putting here?

11 MR. BRUCE: Well, I think what --

12 THE REPORTER: Can I ask Mr. Bruce to
13 turn his microphone on, please?

14 THE HEARING OFFICER: Sorry. Thank
15 you.

16 MR. BRUCE: On the pooling checklist,
17 for instance, I had put undesignated Upper Penn, and
18 as Mr. McClure pointed out it is actually a jumble of
19 words and letters, a wildcat Upper Penn pool. And so
20 I will change that accordingly.

21 THE HEARING OFFICER: So which is the
22 correct one is my question.

23 MR. BRUCE: Page 9.

24 THE HEARING OFFICER: So that is the
25 correct one?

1 MR. BRUCE: That is -- yeah. Paragraph
2 9 of page 9 is the correct pool name.

3 THE HEARING OFFICER: Very good. I
4 understand now. Okay. Very good. Mr. Bruce, is
5 there anything further?

6 MR. BRUCE: No. Just ask that the
7 matter be taken under advisement, Mr. Examiner.

8 THE HEARING OFFICER: Right. Right.
9 We will keep this record open to revise these
10 exhibits. When will you have them submitted?

11 MR. BRUCE: I would hope tomorrow, but
12 I would ask until Thursday.

13 THE HEARING OFFICER: Thursday. So
14 then we're going to have a fourth set of exhibits
15 then.

16 MR. BRUCE: Yes.

17 THE HEARING OFFICER: So what I'd like
18 to do, Mr. Bruce, is when you file your fourth set of
19 exhibits, please mark them as let's see, let me see
20 what you have here. You have a case number and then
21 you have application of Texas Standard operating for
22 compulsory pooling, and that's what you have on these
23 exhibits, part 2. And for part 1, just trying to
24 think of how I want them titled.

25 MR. BRUCE: Okay.

1 THE HEARING OFFICER: Say you have the
2 same thing -- application of -- could you -- would you
3 -- above -- above even the case number put fourth --
4 would that be the third amended. We have the original
5 --

6 MR. BRUCE: I guess it would be the
7 third amended.

8 THE HEARING OFFICER: Would you please
9 put third amended and final exhibits on your two
10 documents, have them a different color; you can't use
11 green, or orange, or yellow. You're going to have to
12 find another color.

13 MR. BRUCE: I like colors because I can
14 find them in files.

15 THE HEARING OFFICER: Right. And I
16 agree with you. And once we get those by the close of
17 business on Thursday, Freya will then take out this
18 set of documents as well, the orange ones.

19 MR. BRUCE: Now the only ones that will
20 change are the part one. And I don't mind re-filing
21 the part 2s.

22 THE HEARING OFFICER: Yes. Please
23 refile it as -- as a group.

24 MR. BRUCE: Okay.

25 THE HEARING OFFICER: That keeps it

1 easier for us to make sense.

2 MR. BRUCE: I will do so.

3 THE HEARING OFFICER: Sounds good.
4 Anything else, Ms. Hardy?

5 MS. HARDY: No, Mr. Examiner. Thank
6 you.

7 THE HEARING OFFICER: Very good. Then
8 we are off the record. Thank you, Mr. McClure. It is
9 1:29 p.m.

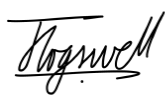
10 (Whereupon, at 1:29 p.m., the
11 proceeding was concluded.)
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CERTIFICATE

I, JAMES COGSWELL, the officer before whom the foregoing proceedings were taken, do hereby certify that any witness(es) in the foregoing proceedings, prior to testifying, were duly sworn; that the proceedings were recorded by me and thereafter reduced to typewriting by a qualified transcriptionist; that said digital audio recording of said proceedings are a true and accurate record to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

July 9, 2024



JAMES COGSWELL
Notary Public in and for the
State of New Mexico

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CERTIFICATE OF TRANSCRIBER

I, KRISTIN SERVATIUS, do hereby certify that this transcript was prepared from the digital audio recording of the foregoing proceeding, that said transcript is a true and accurate record of the proceedings to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

July 9, 2024



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