

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

**APPLICATIONS OF PERMIAN RESOURCES
OPERATING, LLC FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.**

Case Nos. 24266 - 24271

**APPLICATIONS OF PERMIAN RESOURCES
OPERATING LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

Case Nos. 24413 - 24415 & 24417-24419

**APPLICATIONS OF MEWBOURNE OIL COMPANY
FOR COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.**

Case Nos. 24545 - 24550

**JOINT MOTION TO RECONSIDER DENIAL OF MOTION TO VACATE
CONTESTED HEARING DATE AND SET NEW DATE**

Permian Resources Operating LLC (“Permian”) and Mewbourne Oil Company (“Mewbourne”) jointly move the Division to reverse its denial of the Motion to Vacate Hearing. In support thereof, the parties state:

1. Permian and Mewbourne have filed applications proposing wells in overlapping spacing units in both the Bone Spring and Wolfcamp formations. A summary of the cases is set forth below:

| <u>Applicant</u> | <u>Case Nos.</u> | <u>Acreage</u> | <u>Well Names</u> |
|------------------|-----------------------------------|-------------------|-------------------|
| Permian | Nos. 24266-24271 | §§ 10 and 11 | Mammoth |
| Permian | Nos. 24413-24415 & 24417-24419 | §§ 8 and 9 | Mudshark |
| Mewbourne | Nos. 24545-24550 | §§ 9, 10 & W/2 11 | Buffalo Thunder |

All lands are in Township 22 South, Range 26 East, N.M.P.M.

2. The cases are set for a contested hearing on August 7, 2024. The parties have been in discussions regarding potential settlement, and desire additional time to discuss the matter.

3. The parties moved to vacate the hearing date, which was denied by the Division mainly because Permian’s cases were stated to be pending too long. The parties disagree, for the following reasons:

(a) Permian's original cases (24266 et al,) were set to be heard in March, but Kaiser-Francis filed a late objection which slowed Permian down by at least two months. As a result, effectively, Permian's initial cases have only been pending about 4 months.

(b) Permian's later filed cases were set in early May, so have been pending for only 3 months.

(c) Mewbourne's cases were first on a docket for July, so have only been active for one month.

(d) There has been only one motion for continuance filed for Mewbourne's cases and one motion for continuance filed for Permian's later filed cases.

The parties assert that they have not been dilatory in pressing forward with these cases. They only want one more continuance to determine if settlement is a probability. It should be noted that these two companies, although often opponents, have in the past shown that they can reach agreements which would save the Division from the need for a contested hearing.

4. Counsel for both parties assert that, even if our clients could provide all exhibits by today, counsel could not get them timely filed today. Exhibits for the August 8 hearing are also imminently due.

5. All attorneys are under the gun to file exhibits for the August 8 hearing. Regardless of the size of the law firm, we all face this problem of timely filing.

6. This motion is unopposed.

WHEREFORE, for the reasons set forth above, the parties ask that the hearing set August 7, 2024 be vacated and a status conference be held instead (on either August 7 or August 8).

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 31st day of July, 2024 by e-mail:

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/s/ Sharon T. Shaheen
Sharon T. Shaheen