

**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.**

**CASE NO. 24123  
ORDER NO. R-22869-A**

**GOODNIGHT'S NOTICE OF NON-APPEARANCE FOR EXPERT DEPOSITIONS**

Pursuant to NMSA 1978, §70-2-8 and 19.15.4.16.A NMAC, and Rules 1-030 and 1-045 NMRA, Goodnight Midstream Permian, LLC (“Goodnight”), by and through undersigned counsel, hereby gives notice to Empire New Mexico, LLC of the non-appearances of subpoenas for depositions of Thomas E. Tomastik (on August 6, 2024 at 9:00AM MT), of William J.

Knights (on August 6, 2024 at 1:00 PM MT), of Dr. James A. Davidson (on August 7, 2024 at 9:00 AM MT), of John McBeath (on August 7, 2024, at 1:00 PM MT), and of Dr. Larry Lake (on August 8, 2024, at 9:00 AM MT), as noticed in the subpoenas issued by the New Mexico Oil Conservation Commission on July 19, 2024. In support, Goodnight incorporates the arguments and authorities raised in its motion to quash said subpoenas, served contemporaneously with this notice. *See* NMRA 1-010(C).

DATED: August 1, 2024

Respectfully submitted,

**HOLLAND & HART LLP**

*/s/ Nathan R. Jurgensen*

By: \_\_\_\_\_

Michael H. Feldewert  
Adam G. Rankin  
Nathan R. Jurgensen  
Paula M. Vance  
Post Office Box 2208  
Santa Fe, NM 87504  
505-988-4421  
505-983-6043 Facsimile  
mfeldewert@hollandhart.com  
agrarkin@hollandhart.com  
nrjurgensen@hollandhart.com  
pmvance@hollandhart.com

**ATTORNEYS FOR GOODNIGHT MIDSTREAM  
PERMIAN, LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that on August 1, 2024, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Ernest L. Padilla  
Padilla Law Firm, P.A.  
Post Office Box 2523  
Santa Fe, New Mexico 87504  
(505) 988-7577  
*padillalawnm@outlook.com*

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

Sharon T. Shaheen  
Daniel B. Goldberg  
Montgomery & Andrews, P.A.  
Post Office Box 2307  
Santa Fe, NM 87504-2307  
(505) 986-2678  
*sshhaheen@montand.com*  
*dgoldberg@montand.com*  
*cc: wmcginnis@montand.com*  
***Attorneys for Empire New Mexico, LLC***

Matthew M. Beck  
PEIFER, HANSON, MULLINS & BAKER,  
P.A.  
P.O. Box 25245  
Albuquerque, NM 87125-5245  
Tel: (505) 247-4800  
*mbeck@peiferlaw.com*  
***Attorneys for Rice Operating Company and  
Permian Line Service, 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@emnrn.nm.gov*  
*chris.moander@emnrn.nm.gov*  
***Attorneys for New Mexico Oil Conservation  
Division***

Miguel A. Suazo  
Sophia A. Graham  
Kaitlyn A. Luck  
BEATTY & WOZNIAK, P.C.  
500 Don Gaspar Ave.  
Santa Fe, NM 87505  
Tel: (505) 946-2090  
*msuazo@bwenergylaw.com*  
*sgraham@bwenergylaw.com*  
*kluck@bwenergylaw.com*  
***Attorneys for Pilot Water Solutions SWD, LLC***

*Nathan R. Jurgensen*  
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Nathan R. Jurgensen

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