

**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: \_\_\_\_\_

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**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:

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