

**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@emnrd.nm.gov
chris.moander@emnrd.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

Nathan R. Jurgensen

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