

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

**APPLICATIONS OF AVANT OPERATING, LLC FOR  
COMPULSORY POOLING AND APPROVAL  
OF AN OVERLAPPING NON-STANDARD  
HORIZONTAL SPACING UNIT, LEA COUNTY,  
NEW MEXICO.**

**CASE NOS. 24632 - 24633**

**APPLICATIONS OF MAGNUM HUNTER  
PRODUCTION, INC. FOR COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO.**

**CASE NOS. 24756 – 24759  
DISMISSED CASE NOS. 24684 – 24687  
NEWLY FILED CASE NOS. 24913 - 24916**

**APPLICATIONS OF MRC PERMIAN  
COMPANY FOR COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO**

**CASE NOS. 24760 -24767**

**MOTION TO VACATE AND RESCHEDULE HEARING**

The parties in this matter Magnum Hunter Production, Inc. (along with its subsidiaries and affiliates Cimarex Energy., Cimarex Energy Company of Colorado, Coterra Energy, Inc.) (collectively Magnum Hunter) moves to amend the Pre-Hearing Order for the above-referenced cases to remove Case Nos. 24684- 24687 and to add Case No. 24913 – 24916. In support of this motion, the Parties state as follows:

1. The Division issued a Pre-Hearing Order dated July 26, 2024, consolidating Case Nos. 24632, 24633, and 24684-24687 and setting them for contested hearing on September 17, 2024.
2. The Division issued an Amended Pre-Hearing Order dated August 27, 2024, consolidating additional Case Nos. 24756-24767, and setting them for contested hearing on October 8, 2024.

3. The Division issued a subsequent Amended Pre-Hearing Order dated October 1, 2024, moving the hearing date for the Special Docket to November 5, 2024.

4. On September 3, 2024, Magnum Hunter engaged new counsel to represent it in its cases related to the Special Docket Hearing. Subsequently, around October 4, 2024, newly retained counsel for Magnum Hunter discovered that the depths described in Magnum Hunter's applications for its Bone Spring wells contained an error and that amended or new applications needed to be filed with the Division.

5. Mangum Hunter then filed new applications with the Division for its Bone Spring wells on October 4, 2024 and those applications were assigned case numbers 24913 – 24916. These cases were set on the November 5, 2024 special docket by the Division.

6. Magnum Hunter filed a motion with the Division to dismiss its previously filed Bone Spring well applications, Case Nos. 24685- 24687 on October 11, 2024 and provided notice to all of the parties who had entered appearances in those cases.

7. The Division is able to provide notice of the Special Docket set for November 5, 2024, pursuant to Rule 19.15.4.9 NMAC of all the cases set on that docket, including Case Nos. 24913 – 24916

8. All Parties are continuing to engage in good faith settlement negotiations, and there is a possibility that some portion of the contested matters can be resolved prior to a contested hearing. However, the matters have not been resolved and the parties are working to prepare for the November 5, 2024 hearing.

9. As such, Mangum Hunter respectfully requests that Case Nos. 24913 – 24916 be added to the Pre-Hearing Order and consolidated for hearing with the other listed cases and that Case Nos. 24684 -24687 be removed since these cases have been dismissed.

10. Magnum Hunter has reached out to the other parties in the above-listed cases to seek their concurrence with this motion.

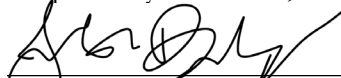
11. Attached hereto as Exhibit A is proposed amended pre-hearing order.

12. Counsel for the other parties in the cases set for hearing on November 5th were contacted about this motion and proposed order and have no objections. The counsel for COG Operating and Concho Oil and Gas and Avant Operating, LLC do not object to the filing of this motion, counsel for MRC Permian Company, Forman Oil Company and Permian Resources Operating, LLC confirmed they have no concerns with the form of the motion and proposed order, and counsel for Franklin Operating takes no position on this motion.

WHEREFOR, the Mangum Hunter respectfully requests that Case Nos. 24913 – 24916 be added to the Pre-Hearing Order and consolidated for hearing with the other listed cases and that Case Nos. 24684 -24687 be removed since these cases have been dismissed.

Respectfully submitted,

Respectfully submitted,

  
\_\_\_\_\_  
Jennifer L. Bradfute

**Bradfute Consulting & Legal Services, I  
d/b/a Bradfute Sayer, P.C.**

P.O. Box 90233

Albuquerque, NM 87199

Phone 505.264.8740

[jennifer@bradfutelaw.com](mailto:jennifer@bradfutelaw.com)

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed with the New Mexico Oil Conservation Division and was served on counsel of record via electronic mail on October 16, 2024:

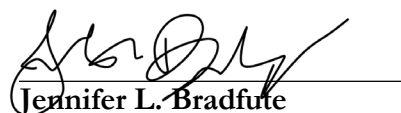
Elizabeth Ryan – [beth.ryan@conocophillips.com](mailto:beth.ryan@conocophillips.com)  
Keri L. Hatley – [keri.hatley@conocophillips.com](mailto:keri.hatley@conocophillips.com)  
**ATTORNEYS FOR COG OPERATING LLC AND  
CONCHO OIL & GAS LLC**

Michael H. Feldewert – [mfeldewert@hollandhart.com](mailto:mfeldewert@hollandhart.com)  
Adam G. Rankin – [agrarkin@hollandhart.com](mailto:agrarkin@hollandhart.com)  
Paula M. Vance - [pmvance@hollandhart.com](mailto:pmvance@hollandhart.com)  
**ATTORNEYS FOR MRC PERMIAN COMPANY, FORAN OIL COMPANY AND  
PERMIAN RESOURCES OPERATING, LLC**

James P. Parrot – [jparrot@bwenergy.com](mailto:jparrot@bwenergy.com)  
Miguel A. Suazo – [msuazo@bwenergy.com](mailto:msuazo@bwenergy.com)  
Sophia A. Graham – [sgraham@bwenergy.com](mailto:sgraham@bwenergy.com)

Benjamin B. Holiday – [ben@theenergylawgroup.com](mailto:ben@theenergylawgroup.com); [ben-svc@theenergylawgroup.com](mailto:ben-svc@theenergylawgroup.com)  
**ATTORNEYS FOR AVANT OPERATING, LLC**

Deana M. Bennett – [deanna.bennett@modrall.com](mailto:deanna.bennett@modrall.com)  
Earl E. DeBrine – [earl.debrine@modrall.com](mailto:earl.debrine@modrall.com)  
Yarithza Pena – [yarithza.pena@modrall.com](mailto:yarithza.pena@modrall.com)  
**ATTORNEYS FOR FRANKLIN MOUNTAIN ENERGY 3, LLC**

  
Jennifer L. Bradfute

# Exhibit A

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

**APPLICATIONS OF AVANT OPERATING, LLC FOR  
COMPULSORY POOLING AND APPROVAL  
OF AN OVERLAPPING NON-STANDARD  
HORIZONTAL SPACING UNIT, LEA COUNTY,  
NEW MEXICO.**

**CASE NOS. 24632 - 24633**

**APPLICATIONS OF MAGNUM HUNTER  
PRODUCTION, INC. FOR COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO.**

**CASE NOS. 24756 – 24759  
CASE NOS.24913 - 24916**

**APPLICATIONS OF MRC PERMIAN  
COMPANY FOR COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO**

**CASE NOS. 24760 -24767**

**THIRD AMENDED PRE-HEARING ORDER**

This Third Amended Pre-Hearing Order is issued by the Oil Conservation Division's Hearing Examiner following requests made by the Magnum Hunter Production, Inc. to remove cases Case Nos. 24684- 24687 and to add Case No. 24913 – 24916 to the Special Docket Hearing set on November 5, 2024, in order to correct errors found in applications filed for the removed cases. IT IS HEREBY ORDERED that the Pre-Hearing Order issued October 1, 2024, is amended to remove cases Case Nos. 24684- 24687 and to add Case No. 24913 – 24916 to the Special Docket Hearing set on November 5, 2024.

IT IS SO ORDERED.

---

GREGORY CHAKALIAN  
HEARING EXAMINER