

Transcript

October 23, 2025, 2:44PM

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CE Chakalian, Gregory, EMNRD 15:42

Good morning.

It's 9:00 AM on October 23rd.

This is the second regular docket of the OCD.

PV Paula M. Vance 15:50

They have the same issue.

CE Chakalian, Gregory, EMNRD 15:51

Restricted to status conferences Freya, are we recording?

TE Tschantz, Freya, EMNRD 15:56

Yes, we are.

CE Chakalian, Gregory, EMNRD 15:57

Right. Excellent. OK.

I'm gonna start with the first group of cases.

They are joined together.

Select water Solutions to 554-546-4748 and four, nine interest of appearance please.

DH Dana S. Hardy 16:11

Good morning, Mr. Examiner.

Dana Hardy with Hardy McLean on behalf of select.

CE Chakalian, Gregory, EMNRD 16:16

Good morning.

37

38 **GG Gabrielle Gerholt** 16:19

39 Good morning. Gabrielle Gerhold, on behalf of Civitas Resources in case 25549.

40

41 **DB Deana Bennett** 16:20

42 Good morning.

43

44 **PV Paula M. Vance** 16:20

45 Good morning.

46

47 **CE Chakalian, Gregory, EMNRD** 16:27

48 Thank you.

49

50 **PV Paula M. Vance** 16:30

51 Good morning, Mr. hearing examiner Paula Vance with the Santa Fe Office of Holland
52 and Heart, on behalf of Devon and I believe we are in cases 25545464748.

53

54 **CE Chakalian, Gregory, EMNRD** 16:42

55 All right.

56 Thank you.

57

58 **DB Deana Bennett** 16:44

59 Good morning, Mr. Examiner.

60 Deanna Bennett, representing Kotera energy, operating in case number 25545, and
61 we did object to the case moving forward.

62

63 **CE Chakalian, Gregory, EMNRD** 16:52

64 Thank yes.

65 Thank you.

66

67 **MS Matthias Sayer** 16:56

68 Mr. Hearing examiner Mathias Sayer, from Bradford Sayer, on behalf of EOG
69 Resources and matter 25549.

70

71 **CE Chakalian, Gregory, EMNRD** 17:04

72 OK.

73 Thank you.

74

75 **HK Hatley, Keri (LDZX) 17:06**

76 One more Mr. Examiner.

77 Carrie Hatley, entering her parents on behalf of COG operating in all of the listed
78 cases and we are objecting.

79

80 **CE Chakalian, Gregory, EMNRD 17:14**

81 Thank you.

82 Miss Gerholtz, you objected to.

83

84 **GG Gabrielle Gerholt 17:20**

85 Yes, thank you, Mr. hearing examiner.

86

87 **CE Chakalian, Gregory, EMNRD 17:22**

88 Just wanted to make sure that.

89 So basically all the parties that have entered an appearance in these cases have
90 objected to the respective cases they've entered into. Miss Vance. That's correct, isn't
91 it?

92

93 **PV Paula M. Vance 17:35**

94 Correct.

95

96 **CE Chakalian, Gregory, EMNRD 17:36**

97 All right.

98 Thank you.

99 I received a note from Freya yesterday that the parties and when I say parties, I guess

100 I should go to you, Miss Hardy, because these are your cases.

101 Are you requesting a an amendment to the pre hearing order?

102

103 **DH Dana S. Hardy 17:53**

104 Well, select is working with the parties on technical issues and agreements.

105 We are willing to move particularly case 25549 to the January 13th docket. That's the

106 case in which I think everyone here almost has submitted objections, except maybe

107 kotera.
108 On the others.
109 I think we prefer to keep them on December 9th, but actually I'm sorry they're set on
110 November 18th, so we would be willing to continue to December 9th, but I don't
111 know if the technical examiner is available because I know that was an issue.
112

113 **CE Chakalian, Gregory, EMNRD 18:25**

114 Great.

115

116 **DH Dana S. Hardy 18:34**

117 So if December 9th is not available, we would be willing to agree to January 13th.

118

119 **CE Chakalian, Gregory, EMNRD 18:40**

120 Alright, let's first explore the separation of 49 from the other four cases.

121 Why is that?

122 Why is that possible?

123 Why is 49 so different from the other four that it can be separated?

124

125 **DH Dana S. Hardy 18:56**

126 Well, they're all different saltwater disposal wells and different acreage and that's
127 why the parties are different in that case.

128

129 **CE Chakalian, Gregory, EMNRD 19:02**

130 I see.

131 I see. I see.

132 OK, alright, I understand.

133 Perfectly Afreea, who is the technical examiner for these cases?

134

135 **TE Tschantz, Freya, EMNRD 19:10**

136 It would either be Phil or Tony.

137

138 **CE Chakalian, Gregory, EMNRD 19:13**

139 Mm-hmm.

140

141 **TE Tschantz, Freya, EMNRD 19:13**

142 I see Tony is on.
143 He might be able to confirm availability.
144
145 **CE Chakalian, Gregory, EMNRD 19:16**
146 Oh great.
147 Oh, great. Tony, are you are you with us?
148
149 **HE Harris, Anthony, EMNRD 19:21**
150 Yeah. Good morning.
151
152 **CE Chakalian, Gregory, EMNRD 19:22**
153 Oh, good morning, Tony.
154
155 **HE Harris, Anthony, EMNRD 19:24**
156 Yeah, the the.
157
158 **CE Chakalian, Gregory, EMNRD 19:24**
159 Tony, are you available?
160 Oh, I'm sorry. I'm sorry.
161 Are you available?
162
163 **HE Harris, Anthony, EMNRD 19:28**
164 Yeah, no.
165
166 **CE Chakalian, Gregory, EMNRD 19:30**
167 These cases were set for November 18.
168 I know we had cleared that with you previously.
169 Is December 9A possibility?
170
171 **HE Harris, Anthony, EMNRD 19:39**
172 No, December 9th. I'm not available.
173
174 **CE Chakalian, Gregory, EMNRD 19:41**
175 OK, perfect. Are you available?
176 January 12. Was it 12 or 13, Freya?

177

178 **TE Tschantz, Freya, EMNRD 19:48**

179 It's the 13th.

180

181 **CE Chakalian, Gregory, EMNRD 19:49**

182 Thank you.

183 Are you available January 13?

184

185 **HE Harris, Anthony, EMNRD 19:52**

186 I believe so. Let me check.

187 That's a Tuesday, correct.

188

189 **CE Chakalian, Gregory, EMNRD 20:00**

190 Brea, is that a Tuesday?

191

192 **HE Harris, Anthony, EMNRD 20:02**

193 Tuesday the 13th.

194

195 **TE Tschantz, Freya, EMNRD 20:02**

196 It's a Tuesday.

197

198 **HE Harris, Anthony, EMNRD 20:03**

199 Yep, yeah, that day is open.

200

201 **CE Chakalian, Gregory, EMNRD 20:06**

202 That is open all right.

203 Can you pencil these cases in Tony?

204 I'm gonna grant the the final continuance, but I will let you know, Miss Hardy, that

205 there won't be any more continuances these cases. If if the parties are not ready,

206 then these cases will have to be dismissed and you'll have to start over again, OK?

207

208 **DH Dana S. Hardy 20:26**

209 Understood. Thank you.

210

211 **CE Chakalian, Gregory, EMNRD 20:28**

212 I want to make sure the parties understand this too. Miss Vance, do you understand
213 this?

214

215 **PV Paula M. Vance** 20:34

216 Yes.

217

218 **CE Chakalian, Gregory, EMNRD** 20:36

219 M's Bennett.

220

221 **DB Deana Bennett** 20:37

222 Yes, I understand. Thank you.

223

224 **CE Chakalian, Gregory, EMNRD** 20:39

225 Miss Hartley.

226

227 **HK Hatley, Keri (LDZX)** 20:40

228 Yes.

229

230 **CE Chakalian, Gregory, EMNRD** 20:41

231 Miss gerholt.

232

233 **GG Gabrielle Gerholt** 20:42

234 Yes, thank you.

235

236 **CE Chakalian, Gregory, EMNRD** 20:44

237 Mr. Sayer.

238

239 **MS Matthias Sayer** 20:46

240 Yes, Mr. Hein Examiner and I should note that that just as not that it's terribly
241 relevant that this is not miss Hardy's. She did not initiate the movement of these to
242 January. I I started that conversation, but to the extent.

243

244 **CE Chakalian, Gregory, EMNRD** 20:47

245 All right.

246

247 **MS Matthias Sayer 21:01**

248 There is any frustration with the movement it it should be directed at me and not
249 Miss Hardy.

250

251 **CE Chakalian, Gregory, EMNRD 21:05**

252 Sure, I'm not frustrated in the least.

253 This is just a a final setting for cases that were filed in early August. By January,
254 they're almost half a year old, and that's too long to keep them on our docket. And
255 that's part of what goes behind this.

256 I realize that the parties are negotiating.

257 I realize these are technical issues.

258 And so that all was calculated into amending the pre hearing orders so.

259

260 **MS Matthias Sayer 21:26**

261 Yeah.

262 On.

263

264 **CE Chakalian, Gregory, EMNRD 21:34**

265 Miss Hardy, since they are your cases.

266 And I always give the applicant preference when it comes to deciding on dates and
267 and continuances.

268 Would you please file a unopposed motion to continue these five cases to the
269 January 13 docket?

270

271 **DH Dana S. Hardy 21:53**

272 Yes, I will do that.

273

274 **CE Chakalian, Gregory, EMNRD 21:55**

275 Wonderful. And Freya.

276 Is this the only case on January 13 so far?

277

278 **TE Tschantz, Freya, EMNRD 22:01**

279 Yes.

280

281 **CE Chakalian, Gregory, EMNRD 22:02**

282 Great, very good. OK.

283 Is there anything further Miss Hardy on these cases?

284

285 **DH Dana S. Hardy 22:08**

286 No, thank you very much.

287

288 **CE Chakalian, Gregory, EMNRD 22:09**

289 OK.

290 Thank you everyone.

291 Let's move on to Matador production. This is 255-9596.

292 Let's just go with those two for now.

293

294 **PV Paula M. Vance 22:21**

295 Good morning, Mr. hearing examiner Paula Vance with the Santa Fe Office of Holland
296 and Hart, on behalf of the applicant Matador production company.

297

298 **CE Chakalian, Gregory, EMNRD 22:28**

299 Thank you.

300

301 **DB Deana Bennett 22:29**

302 Good morning, Mr. Examiner.

303 Deanna Bennett, on behalf of Simrick's Energy of Colorado and Kotara Energy
304 operating, and we did file an objection to these cases moving forward by affidavit.

305

306 **CE Chakalian, Gregory, EMNRD 22:40**

307 Perfect. Thank you.

308

309 **JM Jaclyn M. McLean 22:43**

310 Good morning.

311 I'm Jackie McLean with Hardy McClain on behalf of Permian Resources operating.

312 We also filed injection and we have also now filed competing applications.

313

314 **CE Chakalian, Gregory, EMNRD 22:54**

315 Thank you.

316 Do you do you happen to have the computing application numbers?

317

318  +15*****07 22:56

319 Good.

320

321  Jaclyn M. McLean 22:59

322 I do.

323

324  Chakalian, Gregory, EMNRD 23:00

325 Go right ahead.

326

327  Jaclyn M. McLean 23:01

328 225717 and 25718.

329

330  Chakalian, Gregory, EMNRD 23:07

331 Perfect. Thank you, Ms. MacLean.

332

333  Jaclyn M. McLean 23:09

334 You're welcome.

335

336  +15*****07 23:12

337 Good morning, Mr. Examiner.

338 Sharon Shaheen, on behalf of the estate of Kenneth G Cone and LFN Cone properties
339 and we are simply monitoring to protect our rights at this point.

340

341  Chakalian, Gregory, EMNRD 23:24

342 Perfect. Thank you.

343 Do did I hear from?

344 Yeah, sorry. I think I've heard from everyone at this point.

345 All right, so, M's Vance, they're your cases.

346 How are we proceeding?

347

348  Paula M. Vance 23:39

349 So it's news to me that there were competing applications that were filed.

350 But I will say what we wanted to do.
351 It was my understanding that the parties were in negotiations or Matador was talking
352 with Kotera and with Permian, but we wanted to ask for another status conference.
353 Because it sounded like those negotiations were going well.
354 But at this point.
355 That is what we would like to ask.
356 Another status conference next month.
357

358 **DB Deana Bennett** 24:15
359 Miss and Mr. Mr.
360

361 **PV Paula M. Vance** 24:15
362 So.
363

364 **CE Chakalian, Gregory, EMNRD** 24:16
365 You know, if there weren't competing applications filed Miss Vance, I would say, you
366 know, I would set it for a final status conference next month.
367 But at this point.
368 In addition to a status conference next month.
369 And that's fine.
370 I want to set this for a contested hearing.
371 I think the parties have been provided with dates.
372 I'll start with you, Miss Vance.
373 Which of those dates do you prefer?
374

375 **PV Paula M. Vance** 24:40
376 It would be.
377 I would prefer the OR matador would prefer the January 27th because it does leave
378 plenty of time for additional negotiation between the parties.
379

380 **CE Chakalian, Gregory, EMNRD** 24:49
381 It it does. And M's McLean.
382

383 **JM Jaclyn M. McLean** 24:54
384 So I'm gonna throw a wrench and everything.

385 And this case. So Matador should not be surprised because we already have had one
386 status conference.

387 In there.

388 **** Jones cases back in September where we said we are going to be filing
389 competing applications and we had all talked about it December 9th contested
390 hearing date with that status.

391 Conference of November 20th.

392 Just to check it and make sure the December 9th was still necessary, but Permian
393 Resources would like to proceed forward with setting.

394 That for December 9th contested hearing and having the parties have that
395 November 20th status conference that was discussed at the the last Status
396 conference in this case.

397

398 **CE Chakalian, Gregory, EMNRD 25:48**

399 Alright, thank you.

400 Ms. McLean, M's Vance do you remember any of what M's McClain is stating?

401

402 **PV Paula M. Vance 25:55**

403 I do remember that this was going to be the last status conference, so I anticipated
404 that this would be the last.

405 However, I would have to go back and look at the transcript to see to confirm, you
406 know, regarding Permian filing competing applications.

407 But again, I would maintain that it's my understanding that matador's having
408 discussions that the parties are negotiating and the preference would be.

409 Would would be to push these out to a later date.

410 Then December.

411

412 **CE Chakalian, Gregory, EMNRD 26:27**

413 OK.

414 I'm looking at the notes.

415 Hold on a second.

416 I'm looking at the notes that were entered by Miss Chance after the September 25th
417 status conference, she wrote.

418 Here Kotera is in the process of filing competing applications for the 12 four docket.

419 And I believe, Miss McClain, those two cases you just said will be on the 12th.

420 Well, it won't be.

421 I mean, they were filed in with enough time for the 12, four docket.

422

423 **JM Jaclyn M. McLean 26:55**

424 Well, so we I'm looking at this, the transcript, I think it may be that it was she was
425 confusing kotara with Permian.

426

427 **CE Chakalian, Gregory, EMNRD 27:03**

428 Lamar.

429

430 **JM Jaclyn M. McLean 27:04**

431 And so in the transcript.

432 We said that we were we had already sent out our well proposals and we were
433 planning on filing for the November docket and that we were fine with having this
434 October status conference with the understanding that the November or the
435 December 9th.

436 Contested hearing date is out there.

437 And then.

438 So yeah, so I think it was here in the transcript that this was very clearly discussed.

439

440 **DB Deana Bennett 27:39**

441 Mr. Examiner.

442

443 **CE Chakalian, Gregory, EMNRD 27:40**

444 Yeah, I I I understand that there might be a a mistake here in the in the note here,
445 but it does say competing Permian will also be filing competing applications once
446 competing applications are filed.

447

448 **DB Deana Bennett 27:45**

449 Mr. Examiner.

450

451 **CE Chakalian, Gregory, EMNRD 27:55**

452 Council to let division know that cases need to be consolidated. It says final status
453 conference today, 10/23 discussions about possible.

454 12-9 contested hearing hold off on issuing the pre hearing order at this time.

455 Miss Bennett, were you trying to say something?

456

457 **DB Deana Bennett 28:11**

458 Yes, I was. Thank you.

459 So Kotera had intended and still does intend to file competing applications, but there
460 were errors in its proposal letters that were sent out.

461 And so Kotera is working on finalizing the proposal letters, and so it hasn't yet had a
462 chance to send out its proposal letter.

463 So we haven't yet had a chance to file competing applications, so I do agree with

464 Miss Vance that a December 9th.

465 Contested hearing would be premature, both because I still need to file kotera's
466 computing applications.

467 And I did say on the record and miss chances notes are correct that Kotera did
468 intend to file competing applications.

469 It's just that the proposal letters had errors in them.

470

471 **CE Chakalian, Gregory, EMNRD 28:58**

472 OK.

473

474 **DB Deana Bennett 28:59**

475 And also I just echo what Miss Vance said, which is that the parties are moving in the
476 direction of reaching a resolution which would allow, as I understand it, and I'm not
477 trying to.

478 Presage anything here, but I think if the discussions are fruitful, then that would allow
479 KOTERA to move forward uncontested.

480 And so we really do need to wait for kotera's applications to be filed.

481 And so I would echo Miss Vance's request.

482 For either vacating, I haven't seen a pre hearing order be issued, but I know we did
483 discuss the 12/9 date, but either vacating that pre hearing order or setting it for a
484 January hearing.

485 So that the parties can continue their negotiations and kotera can get its applications
486 on file.

487

488 **CE Chakalian, Gregory, EMNRD 29:46**

489 OK.
490 All right.
491 When will you?
492 When do you anticipate?
493 Did you say the proposal letters have been sent or have not been sent still?
494
495 **DB Deana Bennett 29:55**
496 No, they're they're being sent today.
497 I was texting with the land man this morning and she's stopping the envelopes as we
498 speak, she said.
499
500 **CE Chakalian, Gregory, EMNRD 29:58**
501 Oh.
502 OK.
503 OK.
504 So then 30 days November 23rd, then you're gonna need at least another, OK?
505 So another. So it's basically two months from now would be the soonest that we
506 could have. The hearing basically sounds like.
507
508 **DB Deana Bennett 30:13**
509 Mm-hmm.
510 Yes.
511 Yes.
512
513 **CE Chakalian, Gregory, EMNRD 30:19**
514 So then that would be the January 27 contested hearing date that we've put out
515 there would be, it sounds like the soonest that we'd be able to hear these three
516 contested cases.
517 So Miss McLean, while I agree with you that December 9 makes the most sense.
518 Based on our last discussion in September, now I hear that they'll be competing
519 cases etcetera from KOTERA.
520 Do you have anything to say about that?
521
522 **JM Jaclyn M. McLean 30:53**
523 Well, we're not happy.

524 Because I thought that Cotero was planning on filing for the December 4th docket.
525 So December 9th would work.
526 But you know, got to go with the flow.
527 So let's do January 27th, I guess.

528

529 **CE Chakalian, Gregory, EMNRD 31:13**

530 Yeah. OK.
531 So M's Vance.
532 We can have another status conference between now and January 27, but we're
533 gonna issue a pre hearing order.
534 With.
535 Permian's cases and your cases.
536 Join together for the purposes of a contested hearing on January 27.
537 Miss Bennett, when you do file your cases, would you please give Miss Chance a
538 heads up so that we can join them with the?
539 Prehearing order.

540

541 **DB Deana Bennett 31:49**

542 Yes, I will. Thank you.

543

544 **CE Chakalian, Gregory, EMNRD 31:50**

545 All right.
546 Sounds good.
547 M's Vance. Anything else?

548

549 **PV Paula M. Vance 31:55**

550 No.

551

552 **CE Chakalian, Gregory, EMNRD 31:58**

553 Alright, so when do you wanna have another status conference for these cases?

554

555 **PV Paula M. Vance 32:03**

556 I think next month would work well if the other parties are good with that.

557

558 **CE Chakalian, Gregory, EMNRD** 32:05

559 OK.

560

561 **DB Deana Bennett** 32:10

562 Yes, I am.

563

564 **CE Chakalian, Gregory, EMNRD** 32:10

565 I think they're nodding.

566 So I think that works.

567 So M's, Vance and and of course, M's McLean. We would end up moving your cases.

568 Let's see now.

569 Yours 257 freel.

570 Which docket?

571 Do 25717 and 18 appear on now?

572

573 **TE Tschantz, Freya, EMNRD** 32:28

574 I'm checking one moment.

575

576 **CE Chakalian, Gregory, EMNRD** 32:30

577 It should be November 13th. Perfect. So we'll move those administratively so you

578 don't have to worry about it.

579 We'll move those to the to the second, so it's perfect.

580

581 **JM Jaclyn M. McLean** 32:38

582 OK, perfect.

583

584 **TE Tschantz, Freya, EMNRD** 32:39

585 Yes.

586

587 **CE Chakalian, Gregory, EMNRD** 32:42

588 We'll move them to the November twenty 20th. Is it FRA?

589

590 **TE Tschantz, Freya, EMNRD** 32:47

591 Yes it is.

592

593 **CE Chakalian, Gregory, EMNRD 32:48**

594 We'll move those from the 13th to the 20th administratively, and then Freya, would
595 you join them to?

596 95 and 96, please.

597 Alright, perfect.

598 And then Miss Vance, would you continue these two cases to November 20th for a
599 final status conference, even though today was the absolute final status conference
600 on these?

601

602 **PV Paula M. Vance 33:13**

603 Yes, and thank you.

604

605 **CE Chakalian, Gregory, EMNRD 33:15**

606 Yeah, of course.

607 Of course.

608 Well, you can thank Miss Bennett for her typos.

609 Is there anything further on these cases?

610

611 **PV Paula M. Vance 33:25**

612 Enough for me.

613

614 **CE Chakalian, Gregory, EMNRD 33:27**

615 All right.

616 Thank you.

617 All right, we're off the record in these two cases.

618 Let's move on to Waterloo Resources 25602.

619

620 **KL Kaitlyn Luck 33:36**

621 Good morning, Mr. Caitlin. Luck for Waterloo resources.

622

623 **CE Chakalian, Gregory, EMNRD 33:40**

624 Good morning.

625

626 **DB Deana Bennett 33:43**

627 Good morning, Mr. Examiner.

628 Deanna Bennett, on behalf of Avant operating to LLC.

629

630 **CE Chakalian, Gregory, EMNRD 33:47**

631 Your position has been it.

632

633 **DB Deana Bennett 33:49**

634 We object to the case moving forward by affidavit.

635

636 **CE Chakalian, Gregory, EMNRD 33:52**

637 OK.

638

639 **DB Deana Bennett 33:53**

640 But I will also note that the parties are in discussions which I imagine Miss Luck will
641 raise later.

642

643 **CE Chakalian, Gregory, EMNRD 33:59**

644 OK.

645

646 **DH Dana S. Hardy 34:01**

647 Mr. Examiner, go ahead.

648

649 **PV Paula M. Vance 34:02**

650 Good morning, Mr.

651 Sorry, Dana.

652 Good morning, Mr. hearing Examiner, Apollo Vance with the Santa Fe Office of
653 Holland and Heart on behalf of Matador production company that entered an
654 appearance and objected.

655 And then also Oxy USA and we've just entered an appearance on behalf of Oxy.

656

657 **CE Chakalian, Gregory, EMNRD 34:20**

658 And does Oxy object as well?

659

660 **PV Paula M. Vance 34:23**

661 Not right now, just an entry of a parent.

662

663 **CE Chakalian, Gregory, EMNRD** 34:24

664 Oh.

665 The only matador is that you represent is objecting, OK?

666 Thank you.

667

668 **PV Paula M. Vance** 34:31

669 Correct.

670

671 **DH Dana S. Hardy** 34:32

672 Mr. Examiner.

673 Dana Hardy, on behalf of the Bass Management trust entities and we did also object.

674

675 **CE Chakalian, Gregory, EMNRD** 34:40

676 You did OK. Best management you said.

677

678 **DH Dana S. Hardy** 34:42

679 Yes.

680

681 **CE Chakalian, Gregory, EMNRD** 34:44

682 OK.

683 Thank you.

684

685 **MS Matthias Sayer** 34:46

686 Is there any exam room?

687

688 **RM Ryan McKee** 34:46

689 Mr. Examiner.

690

691 **CE Chakalian, Gregory, EMNRD** 34:49

692 Mr. Sayer, go ahead.

693

694 **RM Ryan McKee** 34:49

695 Mr. Examiner.

696 Ryan McKee with Betty and Wozniak.

697 PC appearing on behalf of Riley Permian operating and at this time we're here for
698 monitoring and preservation of rights only.

699

700 **CE Chakalian, Gregory, EMNRD 34:59**

701 Sorry I didn't see an entry for you.

702 Yes, I do.

703 I do see it.

704 And what is your name?

705

706 **RM Ryan McKee 35:07**

707 Brian McKee.

708 With Betty and Wozniak.

709

710 **CE Chakalian, Gregory, EMNRD 35:08**

711 Brian McKee.

712

713 **RM Ryan McKee 35:10**

714 Yes, Sir.

715

716 **CE Chakalian, Gregory, EMNRD 35:12**

717 A key are you based here in New Mexico or you in another state?

718

719 **RM Ryan McKee 35:17**

720 I am in Denver.

721 My colleagues are participating in the WELK role making, so I am filling in this
722 morning.

723

724 **CE Chakalian, Gregory, EMNRD 35:22**

725 Right. Of course. All right.

726 And you, you said you did.

727 No, you did not object, OK.

728

729 **RM Ryan McKee 35:26**

730 That's correct.

731 We're just monitoring and preservation of rights only.

732

733 **CE Chakalian, Gregory, EMNRD** 35:30

734 Mr. Sayer.

735

736 **MS Matthias Sayer** 35:32

737 Thank you, Mr. Examiner.

738 Mathias Sayer, from Bradford Sayre on behalf of DOG Resources, and we we did note

739 an objection to moving forward by affidavit.

740

741 **CE Chakalian, Gregory, EMNRD** 35:42

742 Do you know if your client is negotiating at this time?

743

744 **MS Matthias Sayer** 35:47

745 I believe that they've had a conversation, but that's I have nothing to report on it,

746 Caitlyn might.

747

748 **CE Chakalian, Gregory, EMNRD** 35:53

749 Sure. I'll come back to her.

750 OK. Is there anyone else?

751

752 **HK Hatley, Keri (LDZX)** 35:56

753 Yes. Good morning Mr. Examiner.

754 Carrie Hatley entering appearance on behalf of Marathon Oil Permian and we are

755 observing only at this point monitoring. Thank you.

756

757 **CE Chakalian, Gregory, EMNRD** 36:03

758 Perfect. Thank you.

759 I didn't.

760 I didn't hear M's Vance. You mentioned matador.

761 Did you also say Oxy?

762

763 **PV Paula M. Vance** 36:14

764 Yes, that that's the yes. We only entered an appearance where Oxy is not objecting at

765 this time.

766

767 **CE Chakalian, Gregory, EMNRD 36:15**

768 You did OK.

769 You did say that. Thank you.

770 OK, Miss Luck, where are we?

771

772 **KL Kaitlyn Luck 36:25**

773 Thank you, Mr. Hein. Examiner, I think at this point in time due to as you can see, so
774 many parties there involved in these sections and the proposed spacing unit that we
775 would need a continuance to the November 20th docket for another status
776 conference. And at that point.

777 In time, we'll have a better idea about whether or not we would need a contested
778 hearing, or if we would be able to proceed by affidavit. But at this point, obviously we
779 can't proceed by affidavit.

780

781 **CE Chakalian, Gregory, EMNRD 36:48**

782 What date did you file your application?

783

784 **KL Kaitlyn Luck 36:51**

785 I believe our application was filed on August 20th. However, that was not early
786 enough for the September docket and so we had requested the October 9th docket
787 and then this was pushed to October 23rd just due to the nature of the objections.

788

789 **CE Chakalian, Gregory, EMNRD 37:07**

790 So Are you sure about August 20?

791

792 **KL Kaitlyn Luck 37:13**

793 I.

794 I apologize.

795 My filing date might have been August 19th. Let me double check.

796

797 **CE Chakalian, Gregory, EMNRD 37:16**

798 So that's OK. I'm not trying to track. I'm not trying to trick you.

799 I'm just asking you.

800 Oh wait.

801

802 **KL Kaitlyn Luck 37:24**

803 OK.

804 OK. And my apologies, the application was filed on August 19th, not August 15th.

805

806 **CE Chakalian, Gregory, EMNRD 37:33**

807 It's it's close enough. Thank you.

808 OK.

809 So we have August 19.

810 And you want another status conference?

811 Where is your client when it comes to Waterloo Resources?

812 I'm not familiar with with that is that a? Is that a?

813 Is that a holding company or what is that?

814

815 **KL Kaitlyn Luck 37:57**

816 Well, Waterloo is a new operator in New Mexico in terms of oil and gas operations.

817 They are also a non operating entity and own a lot of mineral interests throughout

818 the state and have I regularly appeared for them in a non operating capacity and

819 now this is their first pooling application that they're filing with the state but they are

820 ready, willing and able.

821 To proceed with development of the unit, they have capital funding and things like

822 that.

823

824 **CE Chakalian, Gregory, EMNRD 38:21**

825 Who would be the operator?

826

827 **KL Kaitlyn Luck 38:24**

828 Waterloo and Waterloo is a registered ogret operator.

829

830 **CE Chakalian, Gregory, EMNRD 38:28**

831 OK.

832 All right.

833 Do you know how much interest they own in this land?

834

835 **KL Kaitlyn Luck 38:34**

836 It would take me a moment to pull up the working interest for the whole section.

837 I can't.

838 Or for the two sections I can if you'd like.

839

840 **CE Chakalian, Gregory, EMNRD 38:41**

841 Yes, please.

842

843 **KL Kaitlyn Luck 39:49**

844 OK.

845 So I'm looking back at some of the exhibits that I put together.

846 With our land man.

847 OK.

848 So for the unit recap, it looks like.

849 Umm this is a 2 section development, non standard unit and so.

850 Waterloo has about 80 net acres, but there are also several other interests that have

851 committed to the unit, which include August resources Sheet Mountain Char Bro,

852 Riley, Jalapeno and Chief Capital.

853 There are several other parties that Waterloo is continuing to work with, but of

854 course there's lots of parties at this point that.

855 Have not committed to the unit.

856

857 **CE Chakalian, Gregory, EMNRD 40:54**

858 Here on your application page to applicant seeks to dedicate the above reference

859 horizontal spacing unit to the following proposed wells and then you have a bunch

860 of numbers that all say pending.

861 What's the status of those now?

862

863 **KL Kaitlyn Luck 41:09**

864 Well, of course our APDS have not been filed yet because Waterloo does not have an

865 interest in every tract in the unit.

866 And so at this point, we just have draft C1O2 is prepared with those proposed wells

867 in the Bone Spring.

868

869 **CE Chakalian, Gregory, EMNRD 41:14**

870 I see.

871 OK.
872 Alright, OK, I understand, all right.
873 Alright so.
874 Another status conference seems advisable.
875 It'll be the last status conference since these were.
876 This application was filed mid August.
877 And that would be next month on November.
878 20th so Miss Luck, would you please continue this case to November 20th for a final
879 status conference and.
880 You do have some dates that we've sent out.
881 We're gonna be sending out dates from now on.
882 It was a excellent suggestion.
883 Question from one of the one of the law firms that we start sending out.
884 Possible hearing dates so parties can discuss and.
885 Speak to their clients about availability, so please.
886 I think I think January should be sufficient.
887 Don't you miss luck in case you're not able to negotiate this.
888
889 **KL Kaitlyn Luck 42:23**
890 Well, I will confirm with my client about their, their excuse me, their availability for
891 the January date.
892 And then I will also circulate those date involved and then we will be ready to
893 proceed and discuss matters at the November 20th hearing.
894
895 **CE Chakalian, Gregory, EMNRD 42:37**
896 Now you've been provided with two dates in January.
897
898 **KL Kaitlyn Luck 42:43**
899 OK. And I'll confirm with my client whether or not they're available.
900
901 **CE Chakalian, Gregory, EMNRD 42:47**
902 Sounds good.
903 Alright. Is there anything else from any other party?
904 I don't hear anything.

905 We're off the record in this case. Thank you.

906 Moving on to mubar.

907

908 **KL** **Kaitlyn Luck** 42:57

909 Thank you.

910

911 **CE** **Chakalian, Gregory, EMNRD** 42:59

912 Excuse me.

913

914 **KL** **Kaitlyn Luck** 43:01

915 Oh, sorry. I was just saying. Thank you.

916

917 **CE** **Chakalian, Gregory, EMNRD** 43:03

918 You're welcome.

919 Moving on now to mubar oil, it looks like we have.

920 Can't tell if Miss McLean. I can't tell if or miss Hardy. I can't tell if these three are

921 joined together or if only two of them are joined.

922 So I'm just gonna call 25634 for the moment.

923

924 **DH** **Dana S. Hardy** 43:23

925 Thank you, Dana Hardy on behalf of Newborn and this is not joined with the other

926 cases, it's separate.

927

928 **CE** **Chakalian, Gregory, EMNRD** 43:29

929 Thank you.

930

931 **DB** **Deana Bennett** 43:30

932 Good morning, Mr. Examiner.

933 Deanna Bennett, on behalf of Avant operating to LLC, and we did object to the case

934 moving forward by affidavit.

935

936 **CE** **Chakalian, Gregory, EMNRD** 43:39

937 Perfect. Thank you.

938 Miss. Miss Bennett, before I go to Miss Hardy, is it your intent?

939 Your client's intention to file a competing application.

940

941 **DB Deana Bennett** 43:47

942 At this time, no.

943 In fact, based on some discussions with between Avant and mubar, it's my
944 understanding that avant is willing to remove its objection if mubar is willing to
945 confirm that avant is not being pooled. Avant acquired its interest from.

946

947 **CE Chakalian, Gregory, EMNRD** 44:06

948 Good.

949

950 **DB Deana Bennett** 44:11

951 Its predecessor and interest was called Adventure Exploration and Adventure.

952 Exploration is shown as a pooled party on the exhibit.

953 It's that New Bern filed.

954 And so avant is willing to and wants to, frankly withdraw its objection, but also wants
955 to make sure that it's not being pooled and its predecessor and interest is not being
956 pooled.

957

958 **CE Chakalian, Gregory, EMNRD** 44:31

959 Perfect M's Hardy.

960

961 **DH Dana S. Hardy** 44:35

962 Mr. Examiner, I wasn't aware of that issue.

963 I think the parties were in discussions even up to yesterday, so I don't know where
964 mubar is on removing that entity as a pulled party.

965 I would need to confirm with them, but certainly it would be our preference to
966 present the case by affidavit on the December 4th docket.

967

968 **CE Chakalian, Gregory, EMNRD** 45:02

969 Mm-hmm.

970

971 **DH Dana S. Hardy** 45:04

972 But I need to confirm.

973 With Mubarak, I don't know where they are in removing that entity as a poll party.

974

975 **CE Chakalian, Gregory, EMNRD 45:10**

976 M's Hardy, are you able to send an e-mail to your client?

977 And I can recall that case in a few minutes.

978

979 **DH Dana S. Hardy 45:17**

980 Yes, I can do that.

981

982 **CE Chakalian, Gregory, EMNRD 45:18**

983 That's great.

984 Let's do that.

985 Let's go off the record. In that case, for now, I will come back to it.

986

987 **DB Deana Bennett 45:25**

988 Thank you.

989

990 **CE Chakalian, Gregory, EMNRD 45:26**

991 Perfect. Thank you, miss Bennett.

992 OK, I'm now calling. I think 2 cases that are joined together and this is 25638.

993 And 25641 entries please.

994

995 **DH Dana S. Hardy 45:38**

996 Dana Hardy, on behalf of you burn.

997

998 **CE Chakalian, Gregory, EMNRD 45:41**

999 Mm-hmm.

1000

1001 **PV Paula M. Vance 45:42**

1002 Good morning, Mr. hearing examiner Paula Vance with the Santa Fe Office of Holland
1003 and Heart on behalf of COG and we filed an entry of appearance and objection in
1004 these cases.

1005

1006 **CE Chakalian, Gregory, EMNRD 45:51**

1007 Perfect. All right. Thank you.

1008 Did you also? Did you say Mongoose? I didn't hear you.

1009

1010 **PV Paula M. Vance 46:00**

1011 Yes, so COGN Mongoose, correct?

1012

1013 **CE Chakalian, Gregory, EMNRD 46:04**

1014 Are they separate entities?

1015

1016 **PV Paula M. Vance 46:05**

1017 Ma.

1018 I believe COG is a parent company and then Mongoose is.

1019 A.

1020 A piece of Konica Phillips.

1021

1022 **CE Chakalian, Gregory, EMNRD 46:17**

1023 Good. And so you objected. And why did you object?

1024

1025 **PV Paula M. Vance 46:22**

1026 So Mr. hearing examiner cog Mongoose plans on filing competing applications.

1027 Miss Hardy and I did speak about these this morning.

1028 There are some similar Red Hill cases that we also filed an entry of appearance and

1029 objection to those have a pre hearing order for them and those are set for contested

1030 hearing date on December 9th. As of right now, we stated on the record at the last

1031 status.

1032 Conference.

1033 Regarding those Red Hill cases that we planned on filing competing applications and

1034 we were going to include a request to have them moved to the December 9th

1035 contested hearing date, we obviously and like I said, we have not filed those yet.

1036 We plan to file all of our competing applications sometime either at the end of next

1037 week or the beginning of next month.

1038 So that we can finish all of the notice timely. That being said.

1039 And again, I've made Miss Hardy aware of this.

1040 We would very much like to push for a contested hearing date.

1041 That's a little bit further out. One the parties are discussing in negotiations right now,

1042 but two and this is public knowledge.

1043 It can be Googled, but Conoco is going to be going through some internal shifts that

1044 could possibly result in layoffs, which means.
1045 I cannot confirm that our.
1046 Our witnesses will.
1047 Be available at that time.
1048 So it's a little up in the air and so we would like to push for a contested hearing date
1049 that is in January, preferably the January 27th date if possible.
1050 But again, you know I I have that discussion with Miss Hardy this morning.
1051 And and that's the status of Konica of COG and Mongoose at this time.

1052

1053 **CE Chakalian, Gregory, EMNRD 48:23**

1054 OK.
1055 Thank you.
1056 It looks like.
1057 It looks like these cases were filed by Miss Hardy at the beginning of September.
1058 And as you know, I give the applicant.
1059 Preference when it comes to scheduling things, I understand that you're filing
1060 competing cases and you have a question about your witnesses availability.
1061 Not sure what to.
1062 What to say about that?
1063 So M's Hardy?

1064

1065 **DH Dana S. Hardy 48:57**

1066 And Mr. Examiner, the other cases that Miss Vance was referencing, I believe are
1067 25594 and 25599.
1068 These two sets of cases do involve different acreage, different lateral lengths.
1069 So they are separate units.
1070 But that being said, Meburn would really prefer to keep all four of the cases on the
1071 December 9th docket.
1072 I know the parties are in discussions.
1073 But that's our preference at this point.

1074

1075 **CE Chakalian, Gregory, EMNRD 49:30**

1076 Miss Vance 255-9499. Were you aware of those numbers?

1077

1078 **PV Paula M. Vance** 49:36

1079 Yes.

1080

1081 **CE Chakalian, Gregory, EMNRD** 49:38

1082 OK, so I.

1083

1084 **PV Paula M. Vance** 49:38

1085 Those are the.

1086

1087 **CE Chakalian, Gregory, EMNRD** 49:40

1088 I'm. I'm sorry. I'm confused then.

1089 So you said you were filing next week or later this week or something?

1090 What were you talking about?

1091

1092 **PV Paula M. Vance** 49:48

1093 So we have CCOG. Margus has competing proposals for the two separate sets of Red
1094 Hill cases.

1095 So the ones the Red Hill cases that we had a status conference on previously, I
1096 believe it was last month that we've filed an entry of appearance and objection to
1097 and we stated on the record that we would be filing competing applications.

1098 In those and then requesting that they be set for that December 9th.

1099 Date and then with these we entered an appearance and objection and again we
1100 plan to file competing applications so.

1101 That's where we are with our filings.

1102 We haven't filed any competing applications yet, but we plan to.

1103

1104 **CE Chakalian, Gregory, EMNRD** 50:33

1105 So.

1106 So 25594 and 99. Do they compete directly with any newborn cases?

1107

1108 **DH Dana S. Hardy** 50:45

1109 So these are those are the mubaran application numbers.

1110

1111 **CE Chakalian, Gregory, EMNRD 50:51**

1112 Which ones 02559499 are you born cases?

1113

1114 **DH Dana S. Hardy 50:54**

1115 Those are the other Red Hills cases, yes.

1116

1117 **CE Chakalian, Gregory, EMNRD 50:57**

1118 They're not on today's docket, OK?

1119

1120 **DH Dana S. Hardy 50:57**

1121 And they right.

1122 We do have a pre hearing order that has been issued for all four cases.

1123

1124 **CE Chakalian, Gregory, EMNRD 51:03**

1125 OK.

1126

1127 **DH Dana S. Hardy 51:05**

1128 So setting them on December 9th. Confusing.

1129

1130 **CE Chakalian, Gregory, EMNRD 51:07**

1131 I understand.

1132 I didn't understand what case numbers those.

1133

1134 **DH Dana S. Hardy 51:08**

1135 Yeah.

1136 Yeah.

1137

1138 **CE Chakalian, Gregory, EMNRD 51:11**

1139 Are I understand now? So so Miss Vance. I see.

1140 So we have a pre hearing order based on my understanding 25638 and 412-5594

1141 and 99. We have those four cases on a pre hearing order but we don't have any of

1142 your cases yet on that pre hearing.

1143 Order. Is that correct?

1144

1145 **PV** **Paula M. Vance** 51:31

1146 That's correct.

1147

1148 **CE** **Chakalian, Gregory, EMNRD** 51:32

1149 Alright, good, excellent.

1150 And you're planning on filing those in the next seven days or so?

1151

1152 **PV** **Paula M. Vance** 51:38

1153 Correct it.

1154 It'll probably be.

1155 Not next week, but the the following week.

1156

1157 **CE** **Chakalian, Gregory, EMNRD** 51:45

1158 Oh, I see.

1159 So either the last week of October or the first week of November.

1160

1161 **PV** **Paula M. Vance** 51:50

1162 That's correct.

1163

1164 **CE** **Chakalian, Gregory, EMNRD** 51:51

1165 I see. OK, great.

1166

1167 **PV** **Paula M. Vance** 51:53

1168 And can I just add one comment?

1169 I understand and I I understand that Miss Hardy, that mubar would like to keep that

1170 December date.

1171

1172 **CE** **Chakalian, Gregory, EMNRD** 51:56

1173 Please.

1174

1175 **PV** **Paula M. Vance** 52:03

1176 I guess my only question would be or my request would be is if we could do another

1177 status conference, or at least if the division if the parties were able to discuss and

1178 maybe.

1179 Could agree to a.
1180 A contested hearing date.
1181 That's a little bit further out and again, I'm not speaking for Ms. Hardy.
1182 I'm just throwing this out here out there, but if the parties were to agree to a
1183 contested hearing date, there was further out. I would just ask if you know, if the
1184 division would be open to that, that we if all of the parties agree on that we could.
1185 Push to a later date in January.

1186

1187 **CE Chakalian, Gregory, EMNRD 52:49**

1188 So, Miss Hardy, do you want to have? I mean, we have a December 9 contested
1189 hearing date.

1190 I'm willing to maintain that based on your request are do you want to have another
1191 status conference between now and December 9?

1192

1193 **DH Dana S. Hardy 53:05**

1194 I think that's fine, Mr. Examiner.

1195

1196 **CE Chakalian, Gregory, EMNRD 53:07**

1197 OK.

1198 All right, very good.

1199 So Miss Chance, are you?

1200 Are you joining?

1201 Because I don't see 25594 and 99 joined with 25638 and four one.

1202

1203 **TE Tschantz, Freya, EMNRD 53:21**

1204 It looks like they failed to be joined on the worksheet. However, I do see that they're
1205 included on the December 9th contested hearing.

1206

1207 **CE Chakalian, Gregory, EMNRD 53:30**

1208 OK. Can you join them in a excellent in our system?

1209

1210 **TE Tschantz, Freya, EMNRD 53:31**

1211 So yeah, I'll join them, yes.

1212

1213 **CE Chakalian, Gregory, EMNRD 53:34**

1214 Excellent. And then, Miss Vance, when you file your competing applications, would
1215 you please file a motion to join them with these four cases?

1216

1217 **PV Paula M. Vance 53:45**

1218 Yes, you want me to do a separate filing.

1219

1220 **CE Chakalian, Gregory, EMNRD 53:48**

1221 I do yes and include.

1222 So include a motion to amend the pre hearing order basically.

1223

1224 **PV Paula M. Vance 54:01**

1225 Yes.

1226

1227 **CE Chakalian, Gregory, EMNRD 54:02**

1228 Thank you.

1229 And then.

1230 Those will appear, as you said.

1231 Those will be filed for the December.

1232 4th.

1233 Hold on a minute.

1234 I know what happened. Go ahead.

1235

1236 **PV Paula M. Vance 54:18**

1237 Actually, can I miss Mr. hearing examiner?

1238 So at the last status conference, and I would make the same suggestion, since we

1239 already have a pre hearing order and agreed to date what I would ask is, can I just go

1240 ahead and put the contested hearing date in the applications?

1241

1242 **CE Chakalian, Gregory, EMNRD 54:31**

1243 Yeah.

1244 Of course, of course.

1245

1246 **PV Paula M. Vance 54:37**

1247 OK.

1248

1249 **CE Chakalian, Gregory, EMNRD 54:37**

1250 Yeah. Why pay for another movie?

1251 Yeah, agreed.

1252 And Miss Hardy, if it's your choice. If you want to continue these four cases.

1253 To the November.

1254 20th status conference docket it's it's your discretion to do that. If you don't see a

1255 reason to do that, then you don't need to. If the parties do come to some sort of an

1256 agreement.

1257 Just advise the hearing Bureau.

1258 Otherwise, we'll expect to move forward on December the 9th.

1259

1260 **DH Dana S. Hardy 55:14**

1261 Thank you. And Mr. Examiner, just because the acreage is different for the two sets, I

1262 would plan, I would hope that we proceed with the cases sequentially on December

1263 9th.

1264

1265 **CE Chakalian, Gregory, EMNRD 55:24**

1266 OK, OK.

1267 I didn't realize that again.

1268 I I I don't have that in front of me.

1269 Can you just be specific about what you're what you're saying here?

1270

1271 **DH Dana S. Hardy 55:34**

1272 Yes, so.

1273 Case numbers 25638 and 25641.

1274 Involve sections 10 and 34 in a different lateral length from the cases in 25594 and

1275 25599.

1276 Those latter 2 applications involved sections 916 and 21, so there are different

1277 interest owners, different lateral lengths, those types of things.

1278 So we would just want to present.

1279 I don't think we have a preference on which set of cases goes first, but.

1280 Present one set first with COGS competing applications, and then the second set.

1281

1282 **CE Chakalian, Gregory, EMNRD 56:19**

1283 That makes a lot of sense.
1284 So then, Freya, please don't join them.
1285 It doesn't make sense to join them. We'll just keep them.
1286 These two cases together and then if you'll join 94 and 99 together and just see that
1287 they're on the December 9.
1288 Docket might as well hear the 25594 and 99 first since they're older.

1289

1290 **DH** **Dana S. Hardy** 56:42

1291 That's fine.

1292

1293 **CE** **Chakalian, Gregory, EMNRD** 56:43

1294 OK.

1295 So Fred, would you list those two in your heading for that docket as I think those are
1296 the number one cases, aren't they?

1297

1298 **TE** **Tschantz, Freya, EMNRD** 56:56

1299 Have one other hearing that day.

1300

1301 **CE** **Chakalian, Gregory, EMNRD** 56:59

1302 OK.

1303

1304 **TE** **Tschantz, Freya, EMNRD** 57:01

1305 That is set to go first.

1306

1307 **CE** **Chakalian, Gregory, EMNRD** 57:02

1308 All right, so #2 then?

1309

1310 **TE** **Tschantz, Freya, EMNRD** 57:04

1311 Yes.

1312

1313 **CE** **Chakalian, Gregory, EMNRD** 57:05

1314 And then #3 will be these two cases where I called today.

1315 So, Miss Vance, when you do file your motion to amend the pre hearing order, would
1316 you do something in that motion that shows us which of your two cases or I don't?

1317 How many cases you're filing, but which of your cases compete with 25594 and 9594

1318 and 9/9?
1319 And which ones compete with 25638 and four one?
1320
1321 **PV Paula M. Vance 57:33**
1322 Yes.
1323
1324 **CE Chakalian, Gregory, EMNRD 57:34**
1325 All right, perfect. Excellent.
1326 All right. So maybe we'll see you on November 20th.
1327 Maybe we won't.
1328 Either way, you'll keep us posted on to your process.
1329
1330 **DH Dana S. Hardy 57:47**
1331 Thank you.
1332
1333 **CE Chakalian, Gregory, EMNRD 57:47**
1334 We're off the record. We're off the record in these two cases.
1335 Miss Hardy, have you heard back from your client yet?
1336 Mubar in the other case.
1337
1338 **DH Dana S. Hardy 57:55**
1339 No, I'm still working on that.
1340
1341 **CE Chakalian, Gregory, EMNRD 57:56**
1342 OK.
1343
1344 **DH Dana S. Hardy 57:56**
1345 Thank you.
1346
1347 **CE Chakalian, Gregory, EMNRD 57:56**
1348 No worries, no worries.
1349 I'm gonna move on to a case that I don't think you're involved with.
1350 This is number 12 on our docket, taproot.
1351 Operating 25639 entries please.

1352

1353 **MJ Michael Jewell 58:09**

1354 Good morning, Mr. Examiner.

1355 Michael Jewell from Jewel Jameson, on behalf of applicant Taprock Operating LLC.

1356

1357 **CE Chakalian, Gregory, EMNRD 58:16**

1358 Thank you.

1359

1360 **DB Deana Bennett 58:17**

1361 Good morning, Mr. Examiner.

1362 Deana Bennett, on behalf of Kotera Energy operating.

1363

1364 **CE Chakalian, Gregory, EMNRD 58:22**

1365 M's Bennett, if you could give me your position when you tell me who you're
1366 representing, it would be helpful.

1367

1368 **DB Deana Bennett 58:28**

1369 Yes, we did object to the this case and the following case moving forward by
1370 affidavit.

1371

1372 **CE Chakalian, Gregory, EMNRD 58:33**

1373 In the following case, is there another case?

1374

1375 **MJ Michael Jewell 58:37**

1376 Yes, Mr. Examiner, it might make sense if I could say that these two be joined as the
1377 the lands are adjacent. Discussions are unified, at least among or between my client
1378 and the protesting party.

1379

1380 **DB Deana Bennett 58:37**

1381 Yes.

1382

1383 **CE Chakalian, Gregory, EMNRD 58:50**

1384 OK.

1385 Hold on one second.

1386 Let me pull that up because for some reason I don't have that here in front of me.

1387 Give me one minute.
1388 Miss Bennett, is your client preparing competing applications?
1389
1390 **DB Deana Bennett** 59:02
1391 Yes, they are.
1392
1393 **+15*****12** 59:03
1394 Yes.
1395
1396 **DB Deana Bennett** 59:04
1397 They intend to send out counter proposals.
1398 Sometime next week or shortly after next week.
1399 But the part Kotera is in discussions with Taprock and so hopefully one set of
1400 applications will end up being mooted by those discussions.
1401
1402 **+15*****12** 59:13
1403 Go ahead.
1404
1405 **CE Chakalian, Gregory, EMNRD** 59:18
1406 Mm-hmm.
1407
1408 **DB Deana Bennett** 59:22
1409 But for now, Kotera is planning on sending out competing proposals.
1410
1411 **CE Chakalian, Gregory, EMNRD** 59:28
1412 Let me call the other case 25640.
1413 So Mr. Jewel, obviously that's your case, Miss Bennett. You've also entered in that
1414 case as well.
1415
1416 **DB Deana Bennett** 59:39
1417 Yes, I have and objected to that case moving forward by affidavit.
1418
1419 **CE Chakalian, Gregory, EMNRD** 59:40
1420 Alright so.
1421 OK. Are there any other parties?

1422

1423 **JM Jaclyn M. McLean** 59:46

1424 Yes.

1425

1426 **BH Benjamin Holliday** 59:48

1427 Good morning, Mr. Examiner.

1428 Ben Holiday, on behalf of Patterhorn operating we are in 25639 only.

1429 We are not objecting, just monitoring.

1430

1431 **CE Chakalian, Gregory, EMNRD** 59:58

1432 Perfect. Thank you.

1433

1434 **MS Matthias Sayer** 1:00:00

1435 Mr. Examiner.

1436 Mathias Sayer, from Bradford Sayre. I'm entering an appearance on behalf of EOG

1437 Resources in 25639 and for monitoring purposes.

1438

1439 **CE Chakalian, Gregory, EMNRD** 1:00:10

1440 OK.

1441

1442 **JM Jaclyn M. McLean** 1:00:12

1443 And Jackie McLean, Hardy McLean, representing 3R operating and we are also just
1444 monitoring and 25639 only.

1445

1446 **CE Chakalian, Gregory, EMNRD** 1:00:23

1447 Mr. Jewell, it oh, I'm sorry. Is there someone else?

1448

1449 **PV Paula M. Vance** 1:00:23

1450 Good, good.

1451 Yeah. Good morning.

1452

1453 **CE Chakalian, Gregory, EMNRD** 1:00:27

1454 It's Vance.

1455

1456 **PV Paula M. Vance** 1:00:29

1457 Yes, good morning. Mr. Hearing examiner Paul advance with the Santa Fe Office of
1458 Holland and Heart, on behalf of MRC Permian and we are just monitoring in case
1459 25640.

1460

1461 **CE Chakalian, Gregory, EMNRD 1:00:41**

1462 Thank you.

1463 I think that's everyone, Mr. Jewel.

1464 So that means that we only have one party that's preventing you from presenting
1465 your case by affidavit, is that correct?

1466

1467 **MJ Michael Jewell 1:00:53**

1468 Yes, Sir.

1469 That's my understanding.

1470

1471 **CE Chakalian, Gregory, EMNRD 1:00:55**

1472 All right.

1473 Sounds good.

1474 How do you want to proceed?

1475

1476 **MJ Michael Jewell 1:00:59**

1477 We've had proposals out since April 15th and I do concur with Elise. Would Miss
1478 Bennett is saying implicitly that our parties are in discussions?

1479 We did anticipate that proposals are going out pretty soon here, but it seems to be
1480 pretty amicable moving forward. We would like to set the case for December 9th and
1481 not have any further continuances, but I realized she may answer something a little
1482 further on, but once we.

1483 Get a date set.

1484 We can hold to that date.

1485 Can get moving.

1486 That would be wonderful as far as taprock is concerned.

1487

1488 **CE Chakalian, Gregory, EMNRD 1:01:33**

1489 So if Miss Bennett is, if, if her client is negotiating and contemplating sending
1490 proposal letters, Miss Bennett, when would your client send out proposal letters?

1491

1492 **DB Deana Bennett 1:01:45**

1493 They're planning on sending them out either next week or shortly after next week, so

1494 we would be able, we wouldn't be able to make December 9th, but we'd be able to

1495 make either of the two January contested hearing days work.

1496

1497 **CE Chakalian, Gregory, EMNRD 1:01:58**

1498 Perfect. And I think the parties have the dates in January.

1499 I'll repeat them, the 13th and the 27th.

1500 There, it's your. They're your cases, Mr. Jewell.

1501 You choose between 13 and 27.

1502

1503 **MJ Michael Jewell 1:02:10**

1504 Yeah, the 13th would work well.

1505

1506 **CE Chakalian, Gregory, EMNRD 1:02:11**

1507 OK.

1508 All right, so Miss Bennett, sounds like you're competing.

1509 Proposals can easily make the January 13 deadline for a pre, so we'll issue a pre

1510 hearing order for these two cases.

1511

1512 **DB Deana Bennett 1:02:20**

1513 Yes.

1514

1515 **CE Chakalian, Gregory, EMNRD 1:02:24**

1516 Miss Bennett, when you file, please file a motion to amend the pre hearing order.

1517

1518 **DB Deana Bennett 1:02:32**

1519 I will.

1520

1521 **CE Chakalian, Gregory, EMNRD 1:02:32**

1522 Mr. Mr. Jewell, last time is is taprock a are you an operator in New Mexico?

1523

1524 **MJ Michael Jewell 1:02:39**

1525 Correct. Yes, Sir.

1526

1527 **CE Chakalian, Gregory, EMNRD** 1:02:42

1528 But you the base of your operation is Colorado.

1529

1530 **MJ Michael Jewell** 1:02:47

1531 They are based out of New Mexico.

1532 This is their third iteration, but the operating LLC is the operating arm.

1533

1534 **CE Chakalian, Gregory, EMNRD** 1:02:52

1535 I see. OK.

1536 So so you are.

1537 You are currently operating in New Mexico and you've drilled wells here.

1538

1539 **MJ Michael Jewell** 1:02:59

1540 Correct. Yes, Sir.

1541

1542 **CE Chakalian, Gregory, EMNRD** 1:03:00

1543 OK, alright. I think the last case I had with you, it's sort of evaporated, right?

1544

1545 **MJ Michael Jewell** 1:03:07

1546 For for a different client, correct?

1547

1548 **CE Chakalian, Gregory, EMNRD** 1:03:10

1549 What client was that?

1550

1551 **MJ Michael Jewell** 1:03:12

1552 That was Paloma Resources.

1553

1554 **CE Chakalian, Gregory, EMNRD** 1:03:13

1555 That Paloma. Yes, all right.

1556 OK, Mr. jewel.

1557 Anything further on this case?

1558

1559 **MJ Michael Jewell** 1:03:19

1560 Not for me.

1561

1562 **CE Chakalian, Gregory, EMNRD** 1:03:21

1563 Anyone else?

1564

1565 **RM Ryan McKee** 1:03:21

1566 But you did probably think it.

1567

1568 **DB Deana Bennett** 1:03:23

1569 Thank you, Mr. Examiner.

1570

1571 **CE Chakalian, Gregory, EMNRD** 1:03:24

1572 All right, we're off the record in those two cases.

1573 Let's move on now to our last two cases before we circle back to Mubaran oil. This is

1574 service Permian Land Fund 25667 and six nine entries please.

1575

1576 **PV Paula M. Vance** 1:03:44

1577 Mr. Hearing examiner paulavance with the Santa Fe Office of Holland and Heart, on

1578 behalf of the applicant service.

1579

1580 **CE Chakalian, Gregory, EMNRD** 1:03:53

1581 Thank you.

1582

1583 **JM Jaclyn M. McLean** 1:03:55

1584 McLean with Hardy McClain, on behalf of Colgate Earthstone and Permian Resources

1585 and we have objected to these cases.

1586

1587 **CE Chakalian, Gregory, EMNRD** 1:04:04

1588 Perfect. Thank you.

1589

1590 **+15*****12** 1:04:06

1591 Mr. Examiner.

1592 Jim Bruce, representing Newburn oil company Newburn, has objected.

1593

1594 **CE Chakalian, Gregory, EMNRD** 1:04:12

1595 Good morning, Mr. Bruce. Thank you.

1596

1597 **DB Deana Bennett** 1:04:15

1598 Good morning, Mr. Examiner.

1599 Deanna Bennett, on behalf of excuse me, Paloma Permian and we have objected.

1600

1601 **CE Chakalian, Gregory, EMNRD** 1:04:23

1602 OK.

1603

1604 **MS Matthias Sayer** 1:04:28

1605 Mr. Examiner.

1606 Mathias Sayer, on the from refuge.

1607 Sayer, on behalf of VOG Resources, entering an appearance so solely for monitoring
1608 purposes.

1609

1610 **CE Chakalian, Gregory, EMNRD** 1:04:38

1611 Thank you.

1612

1613 **BH Benjamin Holliday** 1:04:41

1614 Ben Holiday entering appearance on behalf of Powderhorn, operating in both cases,
1615 we are monitoring no objection.

1616

1617 **CE Chakalian, Gregory, EMNRD** 1:04:49

1618 All right, perfect. Thank you.

1619 So let's go back to.

1620 Miss McLean, you objected.

1621 Is it your intent to file a competing application?

1622

1623 **JM Jaclyn M. McLean** 1:05:03

1624 Not at this time, and I believe that Miss Vance had reached out to the parties about
1625 requesting an additional status conference on that November 20th.

1626 Date and we're fine with that at this point.

1627

1628 **CE Chakalian, Gregory, EMNRD** 1:05:19

1629 OK. All right.

1630 Let's go now to Miss Bennett.

1631

1632 **DB Deana Bennett** 1:05:24

1633 Thank you.

1634 Yes, Paloma also would like to have the an additional status conference on

1635 November 20th.

1636

1637 **CE Chakalian, Gregory, EMNRD** 1:05:32

1638 Yes, OK.

1639 That's great. Are you?

1640 Is your client anticipating that's OK.

1641

1642 **DB Deana Bennett** 1:05:35

1643 Oh, sorry.

1644 No, they're not.

1645

1646 **CE Chakalian, Gregory, EMNRD** 1:05:38

1647 No. OK.

1648 So this is really for negotiation purposes.

1649

1650 **DB Deana Bennett** 1:05:44

1651 I can't answer that off right now.

1652 I don't know the answer to that, but I would assume so.

1653

1654 **CE Chakalian, Gregory, EMNRD** 1:05:48

1655 OK.

1656 All right and.

1657 I feel like I left someone out here.

1658 Hold on a second.

1659

1660 **PV Paula M. Vance** 1:06:03

1661 Jim Muir objected.

1662

1663 **CE Chakalian, Gregory, EMNRD** 1:06:06

1664 Thank you.

1665 Thank you, Mr. Bruce.

1666 I don't see you. So, Mr. Bruce, are you? Is is Mubar anticipating competing
1667 applications?
1668
1669  +15*****12 1:06:10
1670 Yeah.
1671 I do not know.
1672 I have asked and I'm awaiting a response today on that issue, but but on November
1673 20, subsequent status conference would be fine with me.
1674
1675  **Chakalian, Gregory, EMNRD** 1:06:19
1676 All right.
1677 M's Vance when did you file these cases?
1678
1679  **Paula M. Vance** 1:06:31
1680 We followed on September 12th for the October 9th docket.
1681 So they're not super old.
1682
1683  **Chakalian, Gregory, EMNRD** 1:06:38
1684 Mm.
1685 No, of course not.
1686 This is the first hearing. OK, I have no problem with N20 for a status conference, but
1687 at that point I would hope since no one's really contemplating competing
1688 applications that either you have come to some agreement or that you're ready to
1689 set this for a CONT.
1690
1691  **Paula M. Vance** 1:06:44
1692 Yes.
1693
1694  **Chakalian, Gregory, EMNRD** 1:06:59
1695 Hearing.
1696
1697  **Paula M. Vance** 1:07:02
1698 Understood.
1699
1700  **Chakalian, Gregory, EMNRD** 1:07:03

1701 All right.
1702 Anything further?
1703
1704 **PV Paula M. Vance** 1:07:09
1705 Not for me.
1706
1707 **CE Chakalian, Gregory, EMNRD** 1:07:10
1708 Alright, wonderful. OK.
1709 Let's circle back to Mubar.
1710 Have you heard from your client?
1711
1712 **DH Dana S. Hardy** 1:07:17
1713 Yes, I have, Mr. Examiner and.
1714 They want to work on negotiating a JOAI believe, or avant, needs to work on
1715 negotiating a JOA with them.
1716 But they're not willing at this point to remove Yvonne as a hold party.
1717 So I think that leaves us in a position where we would.
1718
1719 **CE Chakalian, Gregory, EMNRD** 1:07:33
1720 OK.
1721
1722 **DH Dana S. Hardy** 1:07:39
1723 Set the case for a contested hearing on December 9th.
1724
1725 **CE Chakalian, Gregory, EMNRD** 1:07:43
1726 Do we have anything set yet?
1727 Miss Hardy, I don't know.
1728
1729 **DH Dana S. Hardy** 1:07:48
1730 In this case or no, we do not correct.
1731
1732 **CE Chakalian, Gregory, EMNRD** 1:07:50
1733 Yes.
1734 But nothing is set yet. OK.

1735 Alright, this is 25634.

1736 Miss Bennett.

1737

1738 **DB Deana Bennett** 1:08:02

1739 Well, this is a frustrating turn of events because Avant was ready to remove its
1740 objection and allow the case to move forward by affidavit.

1741 So I have not discussed with Avant whether they'd be ready for a December 9th
1742 contested hearing. We were fully expecting.

1743 To reach an agreement on the record today that would allow the case to move
1744 forward.

1745 So I understand Miss Hardy's desire to set the case for December 9th.

1746 But I think that's premature given that I was under the impression even as of this
1747 morning that the parties were in agreement on a path forward.

1748 So I would ask that this case be set for another status conference on November 20th
1749 and at that point we could discuss contested hearing dates. I I think that the parties
1750 are.

1751 I'm hopeful anyway that the parties are quite close and if the parties have reached an
1752 agreement by November 20th then.

1753 Mubar could move forward.

1754 On December 4th, uncontested.

1755

1756 **CE Chakalian, Gregory, EMNRD** 1:09:04

1757 True, all true.

1758 So what we'll do is we'll issue a pre hearing order, setting a contested hearing for

1759 December 9 and Miss Hardy please continue this case to November 20th for a status
1760 conference.

1761

1762 **DB Deana Bennett** 1:09:16

1763 And Mr. Examiner, if it turns out that my witnesses, if the case has to go to hearing
1764 on contested hearing and the witnesses aren't available on December 9th, is there
1765 some latitude to, if I file an affidavit explaining why they're unavailable?

1766

1767 **DH Dana S. Hardy** 1:09:17

1768 That.

1769

1770 **DB Deana Bennett** 1:09:32

1771 Is there some latitude to change the hearing date?

1772

1773 **CE Chakalian, Gregory, EMNRD** 1:09:35

1774 It it would depend on the reasons why they're unavailable.

1775

1776 **DB Deana Bennett** 1:09:38

1777 Mm-hmm.

1778

1779 **CE Chakalian, Gregory, EMNRD** 1:09:39

1780 It would also.

1781 Like it's hard to predict something like that.

1782 I guess I would need to see it, so let's just let's just see if you if it's, if it's, if it's

1783 opposed motion or if it's an unopposed motion. I mean, there's a lot of things that

1784 go into all this.

1785

1786 **DB Deana Bennett** 1:09:48

1787 Yeah.

1788 Right, I understand.

1789 I just wanted to make sure that there is some opportunity for me to request and it

1790 may be denied, but that it's not a it's not, you know, 100% set in stone, like chiseled

1791 in at the moment that I have some flexibility.

1792

1793 **CE Chakalian, Gregory, EMNRD** 1:10:12

1794 What sounds good?

1795

1796 **EM Ellen Matson** 1:10:12

1797 Hello.

1798

1799 **CE Chakalian, Gregory, EMNRD** 1:10:15

1800 I can't think of anything that's chiseled and stone around here, but anyway.

1801

1802 **EM Ellen Matson** 1:10:18

1803 Around here but.

1804

1805 **CE Chakalian, Gregory, EMNRD 1:10:20**

1806 Hopefully your negotiations will will be fruitful and will issue a pre hearing order and
1807 it'll be up to M's Hardy. I mean, she's gonna move her case to November 21st status
1808 conference. And at that point she can either move it to December 4 for a hearing.
1809 By affidavit or December 9 for the.
1810 For the contested hearing.

1811

1812 **DH Dana S. Hardy 1:10:40**

1813 Thank you.

1814

1815 **DB Deana Bennett 1:10:40**

1816 Thank you.

1817

1818 **CE Chakalian, Gregory, EMNRD 1:10:41**

1819 All right. It sounds like we're, we've concluded our Business Today.
1820 Thank you, everyone. And we're off the record.

1821

1822 **DB Deana Bennett 1:10:48**

1823 Thank you.

1824

1825 **CE Chakalian, Gregory, EMNRD 1:10:49**

1826 Bye bye.

1827

1828 **TS Tschantz, Freya, EMNRD** stopped transcription