

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

**APPLICATION OF ENDURING RESOURCES,
LLC FOR APPROVAL OF THE BOBBY B UNIT,
RIO ARriba COUNTY, NEW MEXICO**

Case No. 26365

**ORDER DENYING EPIC ENERGY, LLC'S EMERGENCY MOTION
TO CONTINUE AND ESTABLISHING DEADLINE FOR RESPONSE**

On September 11, 2026, Epic Energy, LLC ("Epic") filed an *Emergency Motion to Continue Contested Hearing* requesting (1) vacatur of the September 15, 2026 contested hearing; (2) a period of no fewer than ten business days to file a written response to Enduring Resources, LLC's ("Enduring") Motion to Exclude Evidence; and (3) re-setting that motion for a later docket.

Paragraph 6 of the Pre-Hearing Order expressly permits evidentiary objections to be filed up to 48 hours before the hearing, and states that such objections will be heard as preliminary matters when the case is called. Epic's Emergency Motion incorrectly characterizes Enduring's Motion to Exclude as a case-terminating sanction. On the contrary, Epic's filing is an evidentiary objection governed by the Pre-Hearing Order, and therefore timely.

The Hearing Examiner finds no basis to vacate or continue the scheduled hearing. However, to ensure full opportunity to be heard, the Examiner will allow Epic to submit a **written response** to Enduring's Motion to Exclude by the close of business on September 15, 2026. This case is number 4 on a trailing docket that begins at 8:30 a.m. on September 15, 2026 and may be heard as early as 8:30 a.m. September 16, 2026.

ORDER:

1. Epic Energy, LLC's Emergency Motion to Continue the Contested Hearing is DENIED.
2. The contested hearing remains set on the September 15, 2026 trailing docket.
3. Epic Energy, LLC shall file its written response to Enduring's Motion to Exclude no later than the close of business on September 15, 2026.
4. The Motion to Exclude will be heard as a preliminary matter at the outset of the contested hearing.

IT IS SO ORDERED.

Gregory Chakalian
Hearing Examiner
NM Oil Conservation Division