

OCD Regular Docket September 17, 2026- 20260917_140531UTC-Meeting Recording

September 17, 2026, 2:05PM

59m 57s

PH

Pecos Hall 22:51

Good morning. It is September 17. This is the 2nd regularly scheduled OCD docket of the month. These are status conferences and we have a total of 18. So I think we'll be able to get through this rather quickly and get Mr. Everhart on the road back up to Colorado.

Let's start out with Matador Production. This is 3 cases joined together, 26289, 26290, and 26293. Agents of appearance, please. Good morning, Mr. Hearing, Examiner Paula Vance with the Santa Fe office of Holland and Hart on behalf of the applicant, MRC, Permian Company, Matador Production Company.

Good morning, Miss Vance. Good morning. Dana Hardy with Hardy McLean on behalf of Marathon Oil Permian. Good morning, Miss Hardy. And your position? We withdrew our objection yesterday. Oh, excellent. So you're ready to go to hearing? We would love to do that. So why don't we get these on the, because these are kind of older, why don't we get these on the October 8th, excuse me, October 8th docket. So you'll continue them.

Would you send a message to Freya to make sure that they're in the beginning of the docket so they don't get bumped? Yes. All right, excellent.

October 8th. Okay, anything else from the parties? No. No. Excellent. Well, good.

Okay, let's move on to, it looks like NSP Resources. And these are two cases. They don't say that they're attached to each other, so I'll call them separately. 26329. Mr. Examiner Jacob Everhart with Bating Wozniak, New Mexico, appearing on behalf of NSP Resources.

Thank you.

Dana Hardy with Hardy McLean on behalf of Marathon Oil Permian. Thank you.

I was going to let Miss Bennett go.

DB

Deana Bennett 24:40

Good morning, everyone. I'm stuck.

34

3 **PH Pecos Hall** 24:40

36 Can't hear you, Miss Bennett. There we go.

37

3 **DB Deana Bennett** 24:43

39 I'm stuck in traffic, unfortunately, in Saint Francis, but Dina Bennett, on behalf of
40 Avant operating, and...

41

4 **PH Pecos Hall** 24:47

43 I've heard.

44 Yeah, I've heard Miss.

45 Sorry, Miss Bennett. I was just going to say yesterday it was also chaos on St. Francis.

46 I don't know. One lane closed seems to throw this whole town. Maybe you won't use
47 it anymore. But anyway, good to see you, Miss Bennett.

48

4 **DB Deana Bennett** 25:05

50 Yes, I'm on my way. I was one, oh, and just out of curiosity, would it be possible for
51 my next two status conferences to be a little later in the docket? Okay, thank you.

52

5 **PH Pecos Hall** 25:13

54 Yes, yes, which ones are yours? Which ones are yours?

55

5 **DB Deana Bennett** 25:17

57 The 2 avant cases.

58

5 **PH Pecos Hall** 25:19

60 I see them, I'll put them at the end.

61

6 **DB Deana Bennett** 25:21

63 Thank you so much. I appreciate it.

64

6 **PH Pecos Hall** 25:22

66 And while I have you speak, yes, go ahead. All right, perfect. And Miss Hardy? We're
67 also just monitoring. Monitoring. Thank you. Okay. Good morning, Mr. Hearing

68 Examiner Paula Vance with the Santa Fe office of Holland and Hart on behalf of
69 Permian Resources Operating LLC, who entered an appearance and objected.

70

71 **DB Deana Bennett** 25:23

72 Now, we're just...

73 We're just monitoring, just monitoring. Thank you.

74

75 **PH Pecos Hall** 25:41

76 MRC Permian Company and MRC Delaware Resources LLC, who also entered an
77 appearance and objected. And then lastly, Mewburn Oil Company, and we just
78 entered an appearance in that case. And I will say that Mr. Everhart and I talked
79 briefly this morning, and just to give you an update, Matador plans to file their
80 competing applications.

81 We would like to have another status conference, and again, Mr. Everhart and I
82 discussed the possibility of doing that this morning. So of the clients that you're
83 representing, the only one that's filing competing applications is Matador. Correct.
84 But Permian also objected. Correct.

85 Okay. Just curious. Okay. Any other entries of appearance or are we good now?

86 We're good. Okay. Mr. Everhart. Yeah, we're agreeable to everything Ms. Vance has
87 just kind of talked about. I think we would request another status conference for next
88 month, leading to a contested hearing in December, either the 1st or the 15th.

89 Do we provide the 15th, Freya?

90 Of which month? I'm sorry. Mr. Eberhard just said they would be open to a contested
91 hearing on December 1st or 15th, and I didn't know that we had offered the 15th.

92 I believe some parties have asked for later dates, and I did offer that date. I didn't
93 know. Thank you. Not for this docket. No problem. I understand perfectly. All right,
94 Mr. Everhard, what I'll do is, so Freya, will you please put notes that the next status
95 conference in October is the final status conference, and we're setting a contested
96 hearing at that time?

97 Yes. All right. And Mr. Eberhard, those dates are fine. The 1st or the 15th, they're fine.
98 I prefer the 1st, but you know, depending on your witness availability and your
99 witness availability, Ms. Vance will accommodate either. I will remind the parties that
100 yesterday we had

101 This is not the first time this has happened on this special docket. We had a case, Mr.
102 Hevard, you were involved in it, where one party raised a jurisdictional issue at the

103 hearing. And to raise a jurisdictional issue at the hearing is...
104 is really too late. You're not giving the forum enough time to put some thought into
105 something that's super important and that would cut off a party's due process rights
106 if it was if it was decided badly. Instead, we did have a full argument on it and I did
107 draft a written order on it, but really it's
108 It's not fair to the forum to raise that type of an issue. If you're going to raise
109 standing, or if you're going to say that the forum doesn't have jurisdiction, do it in
110 advance. That's not an evidentiary objection. That doesn't count for two days before.
111 Okay, that being said, I just wanted to put that out there because we have to stop
112 that behavior.
113 Okay, Mr. Everhart, is there anything else on these cases? Not for me. No, sir. All
114 right, so you will continue them to the October, what is it, Freya? The 22nd. October
115 22nd docket. Thank you. Miss Matson. We, like I said, we plan to file our competing
116 applications. And then once we get them filed,
117 Motion. Yeah. Well, I mean, will they, I'm assuming Mr. Everhart will file an entry of
118 appearance and objection, but I can let Freya know for purposes of the next status
119 conference that those will compete and they can be lumped together. Perfect. So Mr.
120 Everhart, I didn't call the next case. They're separate. It is separate, so it's not. Okay,
121 very good. Yes, sir.
122 All right, good. So then, Ms. Vance, when you do file your cases, would you please
123 file a motion to consolidate? Well, I guess we haven't had a pre-hearing order yet,
124 and by then, okay, thank you very much. That's why I was saying I'll just e-mail her.
125 Thank you. You were ahead of me on that. I appreciate it. Okay, we're off the record
126 in that case.
127 Let's move on to another NSP case, 26330.
128 Mr. Examiner Jacob Everhart with Beatty Wozniak, New Mexico, appearing on behalf
129 of NSP Resources. Thank you. Mr. Examiner Dana Hardy with Hardy McLean on
130 behalf of COG Operating and Concho Oil and Gas, and we are just monitoring. Thank
131 you.

132

133 **KL Kaitlyn Luck 30:12**

134 And good morning, Mr. Examiner, Caitlin Lock appearing for Waterloo Resources,
135 and I am also just monitoring the objection.

136

137 **PH Pecos Hall 30:18**

138 Thank you. Good morning, Mr. Hearing Examiner Paula Vance with the Santa Fe
139 Office of Holland and Hart on behalf of Permian Resources Operating LLC, who
140 entered an appearance and objected, as well as MRC Permian and MRC Delaware
141 Resources LLC, who also entered an appearance and objected. And then Mewburn
142 Oil Company,
143 just entered an appearance, no objection there. And then just for your knowledge,
144 Permian plans to file competing applications in this case. Okay. And Mr. Everhart and
145 I discussed this morning, he knows our position. We would like for them to dismiss
146 and refile.
147 based on some nuances related to the subject acreage and but I'll let Mr. Everhart
148 take it from there. Thank you. Yeah, Mr. Examiner, there's a depth severance and a
149 small 40 acre section, 40 acre acreage and section 9.
150 and it's severed from above the second bone spring and then below for two parties
151 above and one party below. So if it's not an option to amend the existing application
152 and carve out the debt severance for the folks below and file an additional
153 application to have them combined now, then we will be open to refileing everything
154 separately.
155 All parties were noticed. There's time. I think we've discussed a contested hearing
156 potentially in the future, but so there would be time to cure application notice and
157 things of that nature. But if that's not an option, then we will refile.
158 I don't know if it's an option or not. So let's discuss it a little bit and see if we can
159 flesh that out. I know that the division always prefers dismiss and refile, right? So
160 that's always the preferred route. It seems like Miss Vance has something to say
161 about it, Miss Vance. Go ahead.
162 So I would like to say there's two reasons why these need to be refiled. One, this is a
163 material deficiency. This isn't a scrivener error where we're correcting a legal land
164 description. This is changing the spacing. I see. Because spacing is not just two-
165 dimensional, it is 3 dimensional and they're going from pooling the entirety of the
166 bone spring to
167 pulling a portion of the bone spring. Second, this will be their second amended
168 application. So this is 3 times they're filing an application under the same case. And
169 that is, you know, A, it's going to cause confusion and B, just as a preview, I think that
170 this is going to be a part of our argument that
171 you know, they're rushing into this. This is a half-baked application. They need to
172 dismiss, refile, and do their due diligence regarding the subject acreage and these

173 debt severances and file when they are actually ready.

174 Thank you. So, Mr. Everhart, they are your, it is your case. Who is NSP, by the way?

175 North Star Resources. North Star. Yes, sir. Where are they located? I believe they are

176 out of Dallas. Oh, okay. All right. Do they have experience drilling wells? They're all

177 expats from other larger operators.

178 Yes, sir. But are they just like an investment group or actually? No, they're not

179 operating. Yeah, they're going to drill and operate the wells in the units. Yes, sir. Just

180 wondering. Okay. When did you file 26330? I can review that. I think it was in July,

181 but the first to Ms. Vance's

182 initial point about this being an amended application. The first amended application

183 was to include overlapping wells that were that were discovered, and this one is

184 obviously to deal with the depth severance. So, and yeah, I mean, unless you have

185 something else to add to what Miss Van said about the deficiencies in the

186 application,

187 I would think, I mean, if it's something to correct, you know, a wrong land description

188 or something like that, where the parties...

189 I would think it's better to dismiss and refile. That shouldn't be a big hurdle because

190 you should be ready, right? I mean, it shouldn't be that. That's right. They haven't

191 filed their competing applications either, so there's time. There's time. And yeah, I

192 didn't know if there was an option. I figured I'd shoot my shot. If not, yeah. But it

193 doesn't, this doesn't affect the earlier case. That's fine the way it does, right? Correct.

194 Very good. All right, so if you'll just file a notice of dismissal and then refile A

195 corrected application, I guess 2 applications, right? Right. It'll be two. That's right. Do

196 you think that they will be joined for the purposes of a contested hearing at some

197 point? The 2 new cases or the case before this one? The 2 new cases with the older

198 case? No, sir.

199 No, they'll always be separate. Yes. Okay. All right. That's your, that's fine. Is there

200 anything else, Ms. Vance? No. All I was going to say, just for coordination purposes,

201 once we file our applications, I'll coordinate with Mr. Everhart and we can just let the

202 division know that

203 Those are coming down the line for consolidation at the next status conference, as

204 I'm sure we will both enter an appearance and object to each other's applications.

205 Thank you. Thank you. That's great. Anything else, Mr. Everard? That's all. All right,

206 great. Is that does that finish your business today? Yes, sir. All right, good. Have a

207 good trip back. Thank you.

208 All right, we're off that case now. Let's move on to Mewborn Oil. This is 263. There's a
209 bunch of cases here. 2634042434404142 and 43 inches of appearance, please.

210

211 **AT Ann Tripp 36:04**

212 Good morning, Hearing Examiner. This is Ann Tripp of Hinkle Shaner on behalf of
213 Urin Oil.

214

215 **PH Pecos Hall 36:11**

216 Okay, I guess we need to correct something because we had down Holland and Hart
217 as the...

218 Go ahead, Miss Vance. We withdrew our representation. We got that filed yesterday
219 in coordination with Miss Tripp and Hinkle Shaner. They are now, they have now
220 stepped into the shoes on behalf of Newburn representing them in these cases.

221 Thank you. Good morning, Miss Tripp. Did you file a substitution of?
222 Council.

223

224 **AT Ann Tripp 36:38**

225 We have filed an entry of appearance, but we can certainly follow up with a
226 substitution.

227

228 **PH Pecos Hall 36:43**

229 No, no, that's fine. That's fine. That's fine. It could be either, I guess. Freya, would you
230 note that? Yes, and I did receive a request to manually file on behalf of Hinkle
231 Shaner. They don't have permission as of yet to use the permitting system for this
232 operator.

233 I'm just haven't had a chance to do that, but I do have those filings ready to work to
234 process. Miss Tripp, why don't, before I call other council, why don't you have
235 permission to file?

236

237 **AT Ann Tripp 37:18**

238 Mr. Hangar examiner, we've requested it's just a matter of Mewburns administrator
239 adding.

240 Adding our emails to the address.

241

242 **PH Pecos Hall 37:26**

243 Oh, I see. Okay, I see. So Mewborn can obviously file, but you have to get permission
244 from Mewborn. All right, I understand. Who else do we have on this case or these
245 cases? Jackie McLean with Hardy McLean on behalf of COG Operating, and we are
246 just monitoring. Thank you, Miss McLean. Mr. Examiner, I'm sorry, this is a last minute
247 ad that just came through. Jacob Everhart, Betty Wozniak, New Mexico.
248 Go up on behalf of Devin. Devin, I don't see in.
249 We will file an entry of appearance for launching purpose only. So you just verbally
250 entering an appearance? Yes, sir. The e-mail just came through right now, so. Oh.
251 All right, so let me just write this down. So Devin, what's Devin's position?
252 We are currently just monitoring. Monitoring only. All right, who else do we have?
253 Mister Holiday.
254 Yeah.
255 Have you seen Mr. Holiday, Fred?
256 I have not.
257 Well, we will have to recall these cases. He represents several parties, and I don't
258 want to go on without him. Do you think you could send Mr. Holiday a little note?
259 Yes, I will. Sorry, thank you.
260 Miss Tripp will recall these cases as soon as maybe you can reach out to Mr. Holiday.
261 Do you have his contact?

262

263 **AT Ann Tripp 38:52**

264 But yes, I can do that. Not a problem.

265

266 **PH Pecos Hall 38:53**

267 All right, yeah, please reach out to him. And when we see him on the screen, I'll recall
268 these as we can. All right, we're in recess on these newborn cases.
269 Let's go to Avant operating now that Ms. Bennett's here. This is case 26354 and 80.
270 Well, I guess they're separate, right? They are. I'll just call 54 for now. Thank you. Dina
271 Bennett on behalf of Avant operating in case number 26354. Good morning. And Mr.
272 Examiner, Dana Hardy with Hardy McLean on behalf of PBEX Operations.
273 In your position, we did object. OK.
274 And PBEX is planning to, well, it doesn't need to pool. It has competing proposals
275 out, but it controls the acreage. So it's opposing the application and prefers it. Let
276 me see if I understand that. So you have, is there overlapping acreage between your
277 proposal and, well, not proposal, our proposal.

278 And their proposal? Yes, there is. OK. However, you don't need to, I see, so, so...
279 So you would appear with your witnesses? Correct. Okay, very good.
280 I see. You would appear with your witnesses to show the division that that
281 overlapping acreage should not be awarded to Avant. Correct. Got it. Okay. Ms.
282 Bennett. Thank you. Avant would like to have this case set for a contested hearing.
283 Okay. And looking at the dates that
284 are available, Avant would like to set it for the December 1st contested hearing date.
285 Okay, we'll issue a pre-hearing order with the parties. Please confirm with their
286 witnesses that they're... Mr. Examiner, I think we have witness availability issues on
287 that date, and we would prefer December 15th if that's possible. I mean, it's possible.
288

289 **BH Benjamin Holliday 40:35**

290 It's been.

291

292 **PH Pecos Hall 40:43**

293 It's available. They have witness availability issues, Miss Bennett. Are you available on
294 the 15th? I'll have to check. We were, I know for sure we're available on the 1st, but
295 I'll double check while we're. Perfect. And Miss Hardy, depending on the availability
296 of their witnesses, what would you parties confer? But also, you know, December 1st,
297 like probably a Tuesday,

298 We could start Wednesday if the Wednesday is better and possible. Miss Bennett, I
299 am throwing that out there as well. I just heard from Avant and December 15th
300 works for them. Then we'll issue one for December 15th when everyone's available.
301 Thank you. Thank you. Okay, is that all for that case, Miss Bennett? Yes, it is. Thank
302 you. Very good. Okay, let's call Avant operating 26380.

303 Thank you, Dina Bennett, on behalf on behalf of Avant operating. Thank you.

304 Miss Vance, I think it's you.

305 I know it is. Good morning, Mr. Hearing, Examiner Paul Evans with the Santa Fe Office
306 of Holland and Hart on behalf of Marathon Oil Permian. And we entered an
307 appearance and we objected to this case. Perfect. What's your plan of action? So
308 right now, I believe, one, we wanted to ask for another status conference, primarily
309 because this is the same acreage that
310 is subject to previous contested hearing between Powderhorn and Marathon that is
311 now pending before the commission. I think they're having a evidentiary hearing
312 next month, October 15th, they're having a two-day evidentiary. That sounds correct.

313 although I've been very busy, so I would have to check my schedule. But that's we
314 right now for just to sort of get the lay of the land. I believe the parties are in
315 discussion. But right now, as far as I know, also, it sounds like
316 Marathon has not received any notice from Avant regarding their proposed
317 development. But either way, the request here today is for a second status
318 conference. Hold on, Ms. Bennett. So you're suggesting that Avant did not send out
319 a proposal a month or two ago? That's my understanding right now. Just they have
320 not.

321 Yeah, they Marathon has not received a proposal or a JOA copy of the JOA from
322 from Avant at this point. In this case, Miss Bennett was probably filed in what, June?
323 It was actually filed in July. Thank you, July. Okay, Miss Bennett. Thank you. I'm
324 checking with Avant about that.

325 the proposal letter situation. Thank you. But in any event, Avant would like to set this
326 case for a contested hearing. They did file their applications in July. The case was
327 originally set for an August hearing date, but was administratively continued by the
328 division to September. And so this is the first status conference that we're having, but
329 the case has already been on the books since July.

330 And Avant has, I want to say, something like 73% of the working interest control, and
331 Marathon has something like 14%. And while it is accurate that the lands at issue are
332 part of the Powderhorn Marathon dispute, this formation is not. The party Avant is
333 seeking to

334 pool an entirely different formation than what's at issue in the Oil Conservation
335 Commission de Novo review. So there's no reason to hold up this case while that
336 case moves forward. And I did just get confirmation from Avant that Marathon has
337 received the proposal letters.

338 OK, Miss Vance.

339 Two points. One, there's no threshold requirement for whatever a party owns in
340 terms of polling purposes or going to a contested hearing. So that's sort of
341 irrelevant. The second is I would have to, I would have to confirm, I understand what
342 Ms. Bennett is saying, but she's saying that that's from Avant side. I still want to
343 confirm with my client that they actually received
344 that Avant may have sent it, but it may not have been received. So I want to make
345 sure that my client has actually gotten a copy of the proposal or JOA, and if they
346 didn't get it in the mail, then I would ask that Avant at least reach out to the land
347 man to send an e-mail copy of both. Okay. Okay, all that's well and good, but

348 It's A July case and we'd like to get it heard. It sounds like it's in a different formation.
349 And.

350 I mean, there can be another status conference between now and December, but I'd
351 like to get it heard before the end of the year. Then I would ask for the latest possible
352 contested hearing date, given the division's preference, and Ms. Bennett obviously
353 has an application pending here. But that being said, I think it would be appropriate
354 to have a second status conference, even if a pre-hearing order is issued.

355 And we would, again, I would advocate for the last possible, the December 15th
356 contested hearing date. Miss Bennett, are you okay with December 15th? No. No.
357 Avant doesn't see any reason to continue to delay this case. And certainly, I don't
358 disagree with Miss Vance that at a status conference, the
359 the ownership interests aren't necessarily that relevant, but it does go to the Avant's
360 desire to move this case forward, given their large working interest. And I understand
361 from Avant that these wells are on their near-term development plan. And so in
362 Avant's opinion, there's no reason to even delay to December. They're ready to go.
363 They'd like to have the case set for hearing on November 17th. And we're happy to
364 come back for another status conference
365 in October, but there's no reason to delay to December. Ms. Vance, is Marathon filing
366 competing applications? I am not aware that they are, but I will, what I can say based
367 off of our previous contested hearing is that they do have a JOA where they have
368 working interest control for
369 you know, at least a portion of the subject acreage. But beyond that, I would have to
370 confer with my client. Makes sense. So what I'm sorry, may I just say one more quick
371 thing? Avant has been reaching out to Marathon. Avant and Marathon have been in
372 discussions, but not about this acreage. That's part of the frustration from Avant's
373 perspective.

374 is that if Marathon wants to work something out, it needs to be about the Casino
375 Queen acreage, and that's not happening. So until there's actual discussions about
376 this acreage, there's no reason to hold this case up. I understand. Okay. Well, here's
377 what I'll do. I'll split the difference with the parties. I'll do December 1st. That docket
378 is
379 is still open. I'll do December 1st pre-hearing order. Miss Bennett and Miss Vance, if
380 your witnesses are not available on the 1st, then we'll fall back to the November 17th
381 docket. Is there anything further? Nothing further from me. Thank you. No. Thank
382 you. All right. Thank you. We're off the record in that case. Mr. Holiday, I see your

383 initials on my screen, so I'm going to recall
384 the mu-borne oil cases, do you want to enter an appearance?

385

386 **BH Benjamin Holliday 48:08**

387 Yes, good morning, everyone. Benjamin Holiday on behalf of Permian Resources,
388 operating in Earthstone. Apologize about that.

389 Had impeccable timing, a call from the school nurse. Everything's okay.

390 But, uh, you know, eight-year-old boys, what are you gonna do?

391

392 **PH Pecos Hall 48:25**

393 Right. So, what's the position of your clients?

394

395 **BH Benjamin Holliday 48:28**

396 Yes, so this case is currently set for an October 27th contested hearing. Just want to
397 go real, just real briefly into the sort of the background. We had our first status
398 conference on the Muvern cases in August, so on August 20. That was the first status
399 conference cases. We had objected at that point.

400 but our applications were not right for filing. We were still in the process of good
401 faith negotiations with the parties. We have since filed competing applications and
402 assay to be consolidated. But that 10-27 date, because we didn't have standing at
403 the time, we weren't able to push back on it. And

404 We weren't able to confer with Mewburn in advance of that. And so we have witness
405 availability issues. We also have, it's a fairly complex case involving Mewburn's
406 attempt to exit a federal unit and pull in and out of it when they've had prior
407 discussions with the state, who has also pushed back on their ability to do that. So I
408 think

409

410 **PH Pecos Hall 49:29**

411 Mister Holiday, I'm confused. Mister Holiday, Mister Holiday, I'm confused. You're
412 talking on behalf of Mewbourne, but that's not your client.

413

414 **BH Benjamin Holliday 49:31**

415 We need more time and we'd like to push that date.

416 Correct. Permanent Resources has competing applications. These issues that I just
417 brought up are part of that case. We think we need both just to resolve our witness

418 availability issues and to address these issues about
419 involving the state land office and things like that, that we need more time and
420 would like to defer this hearing to a November or December hearing date.

421

422 **PH Pecos Hall 50:05**

423 A missed trip?

424

425 **AT Ann Tripp 50:07**

426 Thank you, Mr. Hearing Examiner. So, October 27th is still six weeks out. Newborn's
427 applications, I don't see a reason that they should be held up. I know that there are
428 some conversations going on, but our preference is still to continue with that
429 October 27th date. Regarding relationships to federal units or the state land office, I
430 I admit I'm not apprised of those facts at this time. I am aware of a unit to the south
431 or involving some of the southern portion of the acreage. However, I don't see that
432 as an impediment to proceeding with the date that's been proposed and set.

433

434 **PH Pecos Hall 50:46**

435 Okay. All right. Thank you, Mr. Holiday. Thank you, Ms. Tripp. We're going to keep
436 the hearing scheduled for the 27th of October.

437 We're off the record in those cases. All right, so let's see. We've heard from Avan
438 operating. Let's move on now to FE Permian operating. This is 26384.

439 Good morning, everyone. Sharon Shaheen on behalf of FE Permian Operating. Good
440 morning.

441 Jackie McLean on behalf of Permian Resources operating and these cases actually
442 compete with the next three Permian Resources cases on the docket. Then I'll call
443 them at the same time. Thank you. Let me also call 26386, 26387 and 2638
444 Eight.

445

446 **KL Kaitlyn Luck 51:36**

447 And.

448

449 **PH Pecos Hall 51:37**

450 So Miss McLean, you're on all these cases. Correct. Miss Shaheen, are you entered on
451 all these cases as well? Yes, I have. Okay, very good. And who else do we have?

452

453 **KL Kaitlyn Luck** 51:45

454 Caitlin Locke here appearing for Waterloo Resources. No objection, just monitoring.

455

456 **PH Pecos Hall** 51:49

457 All right. So let's see. Miss McLean, you were addressing Permian's position on the FE
458 Permian operating case. Why don't you continue? Okay, yes. We, so the FE Permian
459 Buckaroo Bonsai are competing with Permian resources shown up.

460 applications and we have conferred and I believe we would like together to request a
461 November 17th contested hearing date. Okay, we'll issue a pre-hearing order for
462 November 17th. Is there anything else? I don't think from our end. Okay, Ms. Sheen. I
463 realized, I should say we realized that in one of the cases, the Bone Spring South Half,
464 and I apologize, I don't remember

465 the number for that case. Flat FE Permian does not have an interest in the south half,
466 and so we are planning to withdraw our objection to that case. And maybe Miss
467 McLean can tell us what case number that is. Okay, thank you.

468 I would need to look it up. Okay, no problem. You don't need to look it up right now.
469 If you're going to withdraw your application, Miss McLean, why don't you just
470 continue that case to the October 8th hearing by affidavit docket, let Freya know to
471 keep it and not bump it to November so we can get this case heard.

472 OK, whichever one it is, and just to confirm, that was the south half of the spring.
473 It will continue whatever that case number ends to October 8th of October. And why
474 are there, why were there three cases competing with one case? I believe that there
475 are, well, obviously permanent resources bounce in the entire section. So we have, I
476 believe we have North Half and South Half.

477 Oh, I see. Okay. And Miss Shaheen, what formation is your case in? We have filed,
478 actually, that's a good question because we will be filing an amended application for
479 our Bone Spring application, which is 26384.

480 We will also be filing a Wolf Camp application on the 20th. I think we'll be able to file
481 that. And so I will ask for that. I will ask for that to be consolidated with the same
482 cases. But our Wolf Camp is only relates to the north half. It doesn't relate to the
483 entire section. I see. Okay. And you're

484 Hold on one second, Miss McLane. So you're going to have two applications in the
485 north half, one in the Bone Spring, one in the Wolf Camp, whatever it is. I think so. I
486 mean, I might retract that last statement about the Wolf Camp because I'm starting

487 to get my applications mixed up and I apologize for that.
488 But you're going to file another application for sure. Yes. And that would be for a
489 different formation. For the Wolf Camp, yes, that's correct. Oh, so it is for the Wolf
490 Camp? Yes. Okay, Miss McLean. Yes, I just looked it up. And case number 26387 is
491 Permian Resources South Half Bone Spring application. So we will continue that too.
492 October 8th. Perfect. And please send an e-mail to Miss Chance so she knows not to
493 bump it. Okay, perfect. All right.
494 Freya, do you normally go by application number as to date of the when you try to
495 set up set up your hearing by affidavit docket? Right. I don't continue older cases.
496 Okay, perfect. Typically just the brand new cases that get bumped. That makes sense.
497 Okay, good. So it probably wouldn't have been.
498 bumped anyway. All right. Is there anything else in these four cases that we're
499 discussing now? Not for me. Thank you. All right, very good. Ms. McLean.
500 Nothing from Permian Resources. All right. Good. Miss Luck. I guess you're gone. Or
501 maybe you're not gone. Anyway. Okay. All right. So let's move on to Spur Energy
502 Partners. This is 26395. Mr. Examiner, Dana Hardy with Hardy McLean on behalf of
503 Spur Energy Partners. Thank you.

504

505 **KL** **Kaitlyn Luck** 55:55

506 Nothing further, thank you.

507

508 **BH** **Benjamin Holliday** 56:08

509 Morning, Ben Holiday on behalf of Riley Permian.

510

511 **PH** **Pecos Hall** 56:12

512 And your position, sir?

513

514 **BH** **Benjamin Holliday** 56:14

515 So we've objected to these cases or case going forward. O'Reilly has competing
516 applications that's preparing to send out. And so we've asked that just not that it not
517 go by affidavit at this time.

518

519 **PH** **Pecos Hall** 56:31

520 So let me understand where you are in the process of filing a competing application.

521 Where are you again?

522

523 **BH Benjamin Holliday 56:39**

524 My understanding, based on a phone call with Mr. Smith this morning, is that
525 proposals either have been sent out or they're preparing proposals. This acreage is
526 also part of a larger trade. And so we believe it would be best to set it for at least one
527 more status conference to give those both proposals and competing applications
528 time to mature, but also for these trade negotiations, which seem to be going well.
529 that could perhaps obviate all of this.

530

531 **PH Pecos Hall 57:08**

532 Ms. Hardy? Well, I'm a bit surprised because I thought the parties were very, very
533 close to agreement, and I was going to request that the case be set by affidavit on
534 October 8th. So this is news to me. But given that fact, I suppose that a status
535 conference in October would be acceptable, and then if an agreement is reached, we
536 can

537 proceed by affidavit on the 1st November docket.

538 And if not? Then we need a contested hearing date. Right. Okay, this will be a final
539 status conference. I guess this case was, I'm assuming July, filed in July. I believe
540 that's correct. I think so. Okay. And Mr. Holiday, please let your client know that if
541 they're just sending out proposals now, they need to move this along.
542 because we're going to set this for a contested hearing before the end of the year.

543

544 **BH Benjamin Holliday 57:59**

545 Yes, sir, understood. I will relay them.

546

547 **PH Pecos Hall 58:00**

548 All right, sounds good.

549 All right. Anything else, Miss Hardy? No, thank you. Mr. Holiday.

550

551 **BH Benjamin Holliday 58:07**

552 No, thanks, guys.

553

554 **PH Pecos Hall 58:09**

555 Thank you. We're off the record in that case. Let's move to Coterra Energy 26415.

556 Looks like it's joined with 16. And that might be the only case. Well, I'm going to call

557 the other cases as well. 26243, 26244, and 264.
558 Well, I already got the 16. Okay. Good morning, Dina Bennett on behalf of Cotera
559 Energy Operating. Thank you. Good morning, Sharon Shaheen on behalf of NSP
560 Resources, which has the other three cases. Is it two cases?
561 Excuse me, yes, I think it is 2 cases. OK, so there are competing cases. Where are we,
562 Miss Shaheen? Are you?
563 Where are we with these cases? Those cases are set for a contested hearing on
564 October 27th, and I believe Ms. Bennett agrees that these should be consolidated for
565 that same October 27th contested hearing. I think they are. They are, yes, and so
566 They're already on the October 27th pre-hearing order. And I probably should have
567 just filed A continuance to get these off of this docket for today. And I apologize to
568 the division for not doing so. Well, I mean, it's fine. I mean, this is a good time to let
569 us know if negotiations have been successful and we don't need a contested hearing
570 if that's the case. Negotiations are progressing.
571 But we're not to the point yet of not of saying we don't need a contested hearing. I
572 followed up with Cotera yesterday to see if there was any update that I could
573 provide, and that's the information I received. Okay. All right. All right. October 27th,
574 it'll remain. And that seems to conclude our business for today. Is there anything I'm
575 missing?
576 Not hearing anything, so we're off the record. Thank you, everyone. Thank you.
577 Thank you.

578

579● **Pecos Hall** stopped transcription