

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

Application of Kaiser-Francis Oil
Company for Compulsory Pooling
Eddy County, New Mexico. Case. No. 22033

Applications of Matador Production
Company for Compulsory Pooling Case. No. 22123
Eddy County, New Mexico. 22124

REPORTER'S TRANSCRIPT OF PROCEEDINGS

MOTION FOR CONTINUANCE

THURSDAY, SEPTEMBER 9, 2021

This matter came on for hearing before the
New Mexico Oil Conservation Division, William
Brancard, Esq., Hearing Examiner, Kurt Simmons,
Technical Examiner, on September 9, 2021, via Webex
Virtual Conferencing Platform hosted by New Mexico
Department of Energy, Minerals and Natural Resources

Reported by: Mary Therese Macfarlane
New Mexico CCR #122
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

For Mewbourne Oil Company:

James Bruce, Esq.
Post Office Box 1056
Santa Fe, NM 87504
(505) 982-2043
jamesbruc@aol.com

For Matador Production Company:

Michael Feldewert, Esq.
Holland & Hart
110 North Guadalupe, Suite 1
Santa Fe, New Mexico 87501
(505) 988-4421
mfeldewert@hollandandhart.com.

C O N T E N T S

CASE NOS. 22033, 22123, 22134	PAGE
CASES CALLED:	3
CONTINUED TO DECEMBER 2, 2021	4

1 (Time noted 8:20 a.m.)

2 EXAMINER BRANCARD. We have, I believe, a
3 request to combine Cases 22033, 22123 and 22124, and
4 request a Prehearing Order, but I don't see a request for
5 a date.

6 Let's start with Kaiser-Francis.

7 MR. BRUCE: Yes, Mr. Examiner. Yes. Jim Bruce
8 representing Kaiser-Francis.

9 EXAMINER BRANCARD: All right. And Matador?

10 MR. FELDEWERT: May it please the Examiner,
11 Michael Feldewert from the Santa Fe Office of Holland and
12 Hart appearing on behalf of Matador.

13 EXAMINER BRANCARD: All right. Are there any
14 other interested persons for these cases 22033, -123 and
15 -124? (Note: Pause.)

16 Hearing none, what is the pleasure of the
17 parties?

18 MR. BRUCE: Mr. Examiner, I think it needs to be
19 set for, at this point, a contested hearing. The parties
20 are in -- have had some discussions over the past week
21 about settling their differences in development plans in
22 this general area, and I know my client has been in touch
23 with Matador, but at this point it needs to be set out
24 into the future. And if it does go to hearing, I'm going
25 to have to recuse myself from representing Kaiser-Francis

1 because of my relationship with Matador, but that would
2 give time for somebody else to get involved in the matter
3 on Kaiser-Francis' behalf.

4 EXAMINER BRANCARD: Marlene, what are we looking
5 at? December 2nd, is that right?

6 MS. SALVIDREZ: We have December 2nd, January
7 6th and January 20th.

8 EXAMINER BRANCARD: All right. Those are your
9 choices.

10 Mr. Feldewert, any preferences?

11 MR. FELDEWERT: No.

12 EXAMINER BRANCARD: All right. Why don't we set
13 this for December 2nd, then.

14 MR. BRUCE: That would be fine with me. Thank
15 you.

16 EXAMINER BRANCARD: Okay. And I will issue a
17 Prehearing Order.

18 Are there any other interested persons in
19 these cases? I think I have asked already.

20 Hearing none, Cases 22033, 22123, 22124
21 will be set for a hearing on December 2nd, and I will
22 issue a Prehearing Order.

23 MR. BRUCE: Thank.

24 MR. FELDEWERT: Thank you, Mr. Hearing Examiner.

25 (Time noted 8:22 a.m.)

1 STATE OF NEW MEXICO)

2 : ss

3 COUNTY OF TAOS)

4

5

REPORTER'S CERTIFICATE

6

I, MARY THERESE Macfarlane, New Mexico Reporter

7

CCR No. 122, DO HEREBY CERTIFY that on Thursday,

8

September 9, 2021, the proceedings in the above-captioned

9

matter were taken before me; that I did report in

10

stenographic shorthand the proceedings set forth herein,

11

and the foregoing pages are a true and correct

12

transcription to the best of my ability and control.

13

I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

15

rules) any of the parties or attorneys in this case, and

16

that I have no interest whatsoever in the final

17

disposition of this case in any court.

18

/s/ Mary Macfarlane

19

20

MARY THERESE Macfarlane, CCR

21

NM Certified Court Reporter No. 122

License Expires: 12/31/2021

22

23

24

25