

From: [Hearings, OCD, EMNRD](#)
To: [Sharon T. Shaheen](#)
Cc: [Brancard, Bill, EMNRD](#); [Deana M. Bennett](#); [Bryce Smith](#); [Salvidrez, Marlene, EMNRD](#)
Subject: Re: [EXTERNAL] Nos. 22447 & 22448 - Franklin Mountain (Elevate & Prevail)
Date: Wednesday, January 5, 2022 8:27:34 AM

Good morning,
These cases will be noted as a status conference.
Thank you,
Marlene

From: Sharon T. Shaheen <sshheen@montand.com>
Sent: Tuesday, January 4, 2022 4:49 PM
To: Hearings, OCD, EMNRD <OCD.Hearings@state.nm.us>
Cc: Brancard, Bill, EMNRD <bill.brancard@state.nm.us>; Deana M. Bennett <deana.bennett@modrall.com>; Bryce Smith <bsmith@modrall.com>
Subject: [EXTERNAL] Nos. 22447 & 22448 - Franklin Mountain (Elevate & Prevail)

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Marlene et al.,

This is an update to Tap Rock's pre-hearing statement filed last week in the above-referenced matters. As noted therein, Tap Rock was conferring with Franklin Mountain Energy regarding a voluntary agreement. However, Tap Rock requested that these cases be heard as a status conference in the event that an agreement is not reached before the Thursday, January 6 hearing.

Tap Rock has since determined that an agreement will not be reached by Thursday and therefore requests that these cases be scheduled for a status or scheduling conference on January 6, to set a date for contested hearing.

Please let me know if you would like me to file something in the record in addition to the pre-hearing statement.

Many thanks for your help—

Sharon

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