

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

**APPLICATIONS OF CIMAREX ENERGY CO.
FOR HORIZONTAL SPACING AND PRORATION
UNITS AND COMPULSORY POOLING
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22018-22019

UNOPPOSED MOTION TO DISMISS

Cimarex Energy Co., and its affiliate Magnum Hunter Production, Inc. (collectively “Cimarex”) moves the Oil Conservation Commission (“Commission”) to dismiss without prejudice Case Nos. 22018-22019. In support of this Motion, Cimarex states the following.

1. Cimarex had filed Case Nos. 22018-22019 with the Oil Conservation Division (“Division”), which were later moved to the Commission to be heard in a contested hearing pursuant to Commission Case No. 21744 (*de novo*).

2. Cimarex and Colgate Operating, LLC (“Colgate”), the competing Parties, have resolved their dispute involving the subject matter of the *de novo* hearing.

3. As a condition of this resolution, Cimarex has agreed to dismiss its Case Nos. 22018-22019 and refile with the Division new pooling applications covering the subject lands to allow the Division and any affected parties to review the new applications unencumbered by the complexity of the proceedings surrounding Case No. 21744 (*de novo*).

4. In exchange, Colgate has agreed to dismiss its Case No. 21629 and to terminate and dismiss Pooling Order No. R-21575, which was issued from said Case.

5. WHEREFORE, upholding its part in the resolution between the Parties, Cimarex respectfully requests that the Commission dismiss without prejudice Case Nos. 22018-22019 and

grant Cimarex leave to file with the Division new pooling applications covering the subject lands.

Respectfully Submitted,

ABADIE & SCHILL, PC

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed with the New Mexico Oil Conservation Commission and was served on counsel of record via electronic mail on December 20, 2023:

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