

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

**APPLICATIONS OF FLAT CREEK RESOURCES, LLC
FOR COMPULSORY POOLING AND NOTICE OF
OVERLAPPING SPACING UNIT,
EDDY COUNTY, NEW MEXICO.**

Case Nos.: 24732-24735

**APPLICATION OF MARATHON OIL PERMIAN
LLC FOR A NON-STANDARD UNIT,
AND COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

Case No.: 24574

**APPLICATION OF MARATHON OIL PERMIAN
LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

Case No.: 24575

**APPLICATIONS OF CIVITAS PERMIAN OPERATING,
LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

Case Nos.: 24712-24714

SECOND AMENDED PRE-HEARING ORDER

This Second Amended Pre-Hearing Order follows the *Unopposed Joint Motion for Amended Pre-Hearing Order to Include Newly-Filed Amended Applications, Dismissal of Previously-Filed Applications, and Consolidation of Civitas Permian Operating, LLC's Competing Applications* filed July 22, 2024 requesting the Oil Conservation Division (OCD): (1) issue an amended pre-hearing order to consolidate Flat Creek Case Nos.: 24732-24735 and Civitas Case Nos.: 24712-24714 with Marathon Oil Permian LLC ("Marathon") Case Nos.: 24574-24575 for purposes of the contested hearing previously set for September 5, 2024, and (2) dismiss Flat Creek's Case Nos.: 24259-24260 and 24262-24263. The Division recognizes that Case Nos.: 24259-24260 and 24262-24263 were dismissed by the OCD Acting Director on July 29, 2024, so this request has already been acted upon. In consideration thereof, the Division hereby finds good cause and grants the Unopposed Motion by amending the Pre-Hearing Order and Amended Pre-Hearing Order:

1. Flat Creek Case Nos.: 24732-24735 and Civitas Case Nos.: 24712-24714 are hereby consolidated with Marathon Oil Permian LLC Case Nos.: 24574-24575 for the purposes of a contested hearing which will commence on **September 5, 2024, at 8:30 a.m.** and may continue on September 6, 2024.
2. All other provisions of the Pre-Hearing Order and Amended Pre-Hearing Order remain in full effect.

IT IS SO ORDERED.

**GREGORY CHAKALIAN
HEARING EXAMINER**