

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

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

PRE-HEARING TRANSCRIPT

8:23 A.M.

OCTOBER 31st, 2019

SANTA FE, NEW MEXICO

BEFORE: Kathleen Murphy, Examiner  
Phillip Goetze, Examiner  
Eric Ames, Legal Examiner

ALSO PRESENT: Marilyn Gruebel  
Marlene Salvidrez

This matter came on for hearing before the New Mexico Oil Conservation Division on Thursday, October 31, 2019, at the New Mexico Energy, Minerals and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Porter Hall, Room 102, Santa Fe, New Mexico.

Reported By: Robin E. Johnson  
New Mexico CCR 105, RPR, CA CSR  
PAUL BACA COURT REPORTERS  
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Albuquerque, New Mexico 87102  
(505) 843-9241

1 P R O C E E D I N G S

2 EXAMINER MURPHY: This is the OCD  
3 Examiner Hearing. It's Thursday, October 31st. I'm  
4 Kathleen Murphy, and to my right is Phillip Goetze, and  
5 to my left is our legal counsel, Eric Ames. The  
6 court reporter today is Robin Johnson. We also have  
7 Marlene Salvidrez, and Marilyn Gruebel is also at the  
8 table with us.

9 I'll read through the docket and list  
10 the continuances and the dismissals, and at the end  
11 you can let me know if there is any changes.

12 These are continued cases: 16489,  
13 20132, 20133, 20134. And the case that will be  
14 dismissed is 20325. Continued: 20414, dismissed,  
15 20489. Continued: 20508.

16 The second page: Continued: 20509,  
17 20510, 20511, 20512, 20514, 20586, 20596, 20597,  
18 20630, 20631, 20632.

19 Page 3: 20633, 20676. I believe these  
20 cases will be dismissed: 20694, 20700, 20704, 20706.

21 Mr. Carr?

22 MR. CARR: Can we just defer that  
23 ruling?

24 EXAMINER MURPHY: We can.

25 MR. CARR: I have a copy of a stipulated

1 motion to continue the case until January 23rd. If  
2 they are dismissed, we can refile, but I just want to  
3 make sure we haven't got crossed purposes.

4 EXAMINER MURPHY: We can wait and see on  
5 the outcome of that.

6 MR. CARR: Right. Thank you.

7 EXAMINER MURPHY: Page 5: 20716 is  
8 continued. 20749, continued. 20750, continued. Heard  
9 today will be: 20767, 20793, 20794.

10 Page 7: Heard today, 20801.  
11 Continued: 20802. Continued: 20803. Continued:  
12 20804. Heard today: 20805. Continued: 20806.

13 Page 8: Continued: 20807. Continued:  
14 20808. And heard today: 20822, 20823.

15 Are there any other questions or  
16 comments on the docket?

17 MR. PADILLA: Ms. Murphy, did you say  
18 20805 was going to be heard today?

19 EXAMINER MURPHY: Which page is that?

20 MR. PADILLA: That is on Page 7.

21 COUNSEL AMES: Mr. Padilla, could you  
22 repeat the number?

23 MR. PADILLA: 20805.

24 EXAMINER MURPHY: I have that as being  
25 heard today.

1 Is that correct?

2 MR. PADILLA: That's correct.

3 COUNSEL AMES: Yes.

4 EXAMINER MURPHY: So, we'll wait to hear  
5 on those court cases from Mr. Carr.

6 MR. CARR: Thank you.

7 EXAMINER MURPHY: And so there is no  
8 other revisions to the docket.

9 Any announcements?

10 I do have an announcement and that is,  
11 for lawyers that are presenting today, to have their  
12 exhibits sent to me in PDF format. And most of you  
13 are doing that, and that is great, and I do appreciate  
14 it.

15 We are going to do the compulsory  
16 pooling cases first, and then we'll do the two SWD  
17 cases.

18 (The hearing concluded at 8:29 a.m.)

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REPORTER'S CERTIFICATE

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I, ROBIN E. JOHNSON, RPR; CA CSR; New Mexico  
Certified Shorthand Reporter, certify:

That the foregoing proceedings were taken  
before me at the time and place therein set forth;

That the questions propounded and all  
objections and statements made at the time of the  
hearing were recorded stenographically by me and were  
thereafter transcribed;

That the foregoing is a true and correct  
transcript of my shorthand notes so taken.

I further certify that I am not a relative or  
employee of any of the parties, nor financially  
interested in the action.

I declare under penalty of perjury, under the  
laws of New Mexico, that the foregoing is true and  
correct, dated this 12th day of November 2019.

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ROBIN E. JOHNSON, RPR, CA CSR  
New Mexico CCR No. 105