

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

**APPLICATION OF SELECT WATER
SOLUTIONS, LLC FOR APPROVAL
OF A SALTWATER DISPOSAL WELL,
LEA COUNTY, NEW MEXICO.**

CASE NO. 25899

**SELECT WATER SOLUTIONS, LLC'S AND COTERRA ENERGY OPERATING CO.'S
JOINT VERIFIED MOTION FOR CONTINUANCE AND TO
AMEND PRE-HEARING ORDER**

Select Water Solutions, LLC (“Select”) and Coterra Energy Operating Co. (“Coterra”) request that the Oil Conservation Division (“Division”) amend the Prehearing Order entered in this matter to continue the contested hearing from May 13, 2026 to June 2, 2026. In support, Select states the following.

1. On February 27, 2026, the Oil Conservation Division issued a Pre-Hearing Order setting this case for a contested hearing on May 12, 2026, with the possibility of continuing to May 13, 2026. At the time of the last status conference on February 26, 2026, counsel and the parties were available on these dates.

2. Following the issuance of the Pre-Hearing Order, the Oil Conservation Commission (“Commission”) held its regularly scheduled meeting on April 9, 2026. During the meeting, the Commission indicated that it would reschedule its May meeting to avoid conflicts with the Foundation for Natural Resources and Energy Law’s special institute on the Law of the Permian Basin, scheduled in Santa Fe on May 14-15, 2026. Various members of the Commission, as well as counsel on matters scheduled to be heard at the Commission’s May meeting, plan to attend the conference. Lead counsel for Select and Coterra are presenting at the conference.

3. At the April 9th Commission meeting, Select’s counsel advised the Commission of the Division’s May 13th contested hearing docket.

4. On April 15, 2026, the Commission issued a notice rescheduling its May 14th meeting for May 13th. See Revised Notice of 2026 Oil Conservation Commission Meetings Schedule, attached as **Exhibit 1**.

5. On April 22, 2026, the Commission issued its docket notice for the May 13th meeting. See May 13, 2026 Notice of Public Meeting, attached as **Exhibit 2**. Lead counsel for Select in this proceeding is lead counsel in two substantive matters scheduled to be heard on the Commission's May 13th docket.

6. Lead counsel for Select in this proceeding is also lead counsel for Select in Commission Case Nos. 26053 and 26082, which involve de novo applications filed by Desert Ram South Ranch and Pilot Water Solutions, respectively. The Commission has set argument on Select's motions to dismiss the de novo applications on May 13th. Lead counsel for Select has handled all hearings in these matters and will argue the motions, which involve novel claims and arguments. Select has not consented for other counsel to argue the motions.

7. Lead counsel for Select in this proceeding is also lead counsel for Empire New Mexico, LLC ("Empire") in Commission Case Nos. 24123, 23614-23617, 23775, 24018-24020, and 24025. On May 13th, the Commission will hear argument on Empire's Motion to Require Modification of the OCD's Implementation Decision, which impacts the requirements that will apply to Empire's enhanced oil recovery pilot project.

8. Both matters before the Commission involve substantive motions that will have a significant impact on Select and Empire, and it is important that their lead counsel attend the meeting and present arguments on their behalf.

9. Similarly, it is important that Select's lead counsel handle the contested hearing in this matter before the Division. This is a complex injection application that will involve at least

five witnesses for Select. Select retained its lead counsel based on her extensive experience handling these types of complex injection applications before the Division and the Commission, and no other associates or colleagues in the firm have the same level of experience handling injection matters. As a result, Select expects its lead counsel to handle all contested hearings in these matters and has not consented for other counsel to handle the hearing.

10. There is an unavoidable conflict between the Commission meeting and the Division docket on May 13th, and Select's lead counsel cannot represent her clients in both venues at the same time.

11. As a result, Select requests that the Division reschedule the contested hearing in this matter.

12. After conferring on potential special docket dates provided by the Division, Select and Coterra have agreed that the contested hearing should be rescheduled for June 2, 2026.

13. Coterra joins in this motion, and no other party opposes the request.

For the foregoing reasons, Select requests that the Division amend the Pre-Hearing Order to reschedule the contested hearing in this matter for June 2, 2026.

Respectfully submitted,

HARDY MCLEAN LLC

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VERIFICATION

I, Dana S. Hardy, state under penalty of perjury under the laws of the State of New Mexico that the foregoing is true and correct to the best of my knowledge.

/s/ Dana S. Hardy
Dana S. Hardy

Date: April 27, 2026

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record via electronic mail on April 27, 2026:

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State of New Mexico
Energy, Minerals and Natural Resources Department



Michelle Lujan-Grisham
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Erin Taylor
Acting Cabinet Secretary

Ben Shelton
Deputy Secretary

Albert C.S. Chang
Division Director
Oil Conservation Division

MEMORANDUM

TO:	All Interested Parties
FROM:	Sheila Apodaca, OCC Law Clerk
DATE:	April 14, 2026
SUBJECT:	Revised Notice of 2026 Oil Conservation Commission Meetings Schedule

- ❖ January 15, 2026
- ❖ February 12, 2026
- ❖ March 4, 2026
- ❖ ~~March 12, 2026~~
- ❖ April 9, 2026
- ❖ **May 13, 2026**
- ❖ ~~May 14, 2026~~
- ❖ June 11, 2026
- ❖ July 16, 2026
- ❖ August 13, 2026
- ❖ September 10, 2026
- ❖ October 15, 2026
- ❖ November 12, 2026
- ❖ December 10, 2026

1220 South St. Francis Drive • Santa Fe, New Mexico 87505
Phone (505) 476-3460 • Fax (505) 476-3462 • www.emnrd.nm.gov/ocd/



**NOTICE OF PUBLIC MEETING
STATE OF NEW MEXICO OIL CONSERVATION COMMISSION
SANTA FE, NEW MEXICO
MAY 13, 2026
9:00 A.M.**

The State of New Mexico Oil Conservation Commission meeting will be held in a hybrid format with both in-person and virtual participation options as set forth below. **The meeting will be held before the Commission at the Wendell Chino Building, 1220 S. Saint Francis Drive, Pecos Hall, Santa Fe, New Mexico.**

The Commission's public meeting may also be accessed by using the following link and/or meeting information:

Thursday, May 13, 2026 at 9:00 AM | 8 hours | Mountain Time (US & Canada)

[Join the meeting now](#)

Meeting ID: 230 350 352 558 47

Passcode: KG94WD97

Dial in by phone

[+1 505-312-4308,,797404497#](#) United States, Albuquerque

[\(888\) 506-1357,,797404497#](#) United States (Toll-free)

Phone conference ID: 797 404 497#

The meeting is also accessible at the following link or web address:

[Join a Microsoft Teams Meeting by ID | Microsoft Teams](#)

<https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting>

A preliminary agenda will be available to the public no later than ten days prior. A final agenda will be available no later than 72 hours preceding the meeting. Members of the public may obtain copies of the agenda by contacting Commission Clerk Sheila Apodaca or by visiting the Oil Conservation Commission website at

<http://www.emnrd.nm.gov/ocd/occ-info>

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Ms. Apodaca at (505) 699-8358 or through the

EXHIBIT 2

Notice of Public Meeting
May 13, 2026
Page 2

New Mexico Relay Network at 1-800-659-1779. Public documents can be provided in various accessible formats.

The following items are for discussion and possible action:

1. Case No. 25875: Application of Oil Conservation Division to Adopt 19.15.41, 1915.42, and 19.15.43 NMAC: Statewide (Class VI Injection Well)

MATTER TO BE HEARD: Status Conference and presentation of Pre-Hearing Order.

2. Consolidated Matters:

- **Case No. 26053: Desert Ram South Ranch Application for Hearing De Novo:** Application for hearing de novo of orders entered in Division Case Nos. 25547, 25548, 25899 and 25900; and
- **Case No. 26082: Pilot Water Solutions Application for Hearing De Novo:** Application for hearing de novo of orders entered in Division Case Nos. 25547, 25548, 25899 and 25900.

MATTER TO BE HEARD: Status Conference / Motions to Dismiss.

3. Case Nos. 25694, 25695, 25696: American Energy Resources Applications for De Novo Hearing on Division Order Nos. R-23961 [OCD Case No. 25166], R-23989 [OCD Case No. 25496], and R-23977 [OCD Case No. 25495].

MATTER TO BE HEARD: American Energy Resources' Motion Requesting These Matters be Presented to the Attorney General for Emergency Review of the Merits of the Parties' Claims, etc.

4. Consolidated cases of Goodnight Midstream/Empire New Mexico:

- Case Nos. 24123, 23614-17: Applications of Goodnight Permian Midstream, LLC for Approval of a Saltwater Disposal Well, Lea County, New Mexico;
- Case No. 23775: Application of Goodnight Midstream Permian, LLC to Amend Order No. R-22026/SWD-2403 to Increase the Approved Injection Rate in its Andre Dawson SWD #1, Lea County, New Mexico;
- Case Nos. 24018-24020, 24025: Application of Empire New Mexico to Revoke the Injection Authority Granted Under Order No. R-22026 for the Andre Dawson SWD #001, Lea County New Mexico.

MATTER TO BE HEARD: Empire New Mexico's Motion to Require Modification of the OCD's Implementation Decision.

Notice of Public Meeting
May 13, 2026
Page 3

5. **Case No. 24683: WELC Application for Rulemaking, to Amend 19.15.2, 19.15.2, 19.15.5, 19.15.8, 19.15.9, and 19.15.25 NMAC**

MATTER TO BE HEARD: Oral summations of closing briefs and pending misc. motions, if any.

Given under the Seal of the New Mexico Oil Conservation Commission at Santa Fe, New Mexico.

**STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION**



Albert C.S. Chang, Chair