

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

**IN THE MATTER OF THE APPLICATION OF  
GOODNIGHT MIDSTREAM PERMIAN, LLC  
TO AMEND ORDER NO. R-22506 (SWD-2392)  
FOR A ONE-YEAR EXTENSION TO COMMENCE  
INJECTION OPERATIONS, LEA COUNTY, NEW MEXICO.**

**Case No. 24491**

**ORDER GRANTING GOODNIGHT MIDSTREAM PERMIAN, LLC'S MOTION TO LIFT STAY**

This matter came before the Oil Conservation Division (“Division”) on Goodnight Midstream Permian, LLC’s (“Goodnight”) Motion to Lift Stay. The Division, having considered the motion, the response of Empire New Mexico LLC (“Empire”), the Division’s October 28, 2025 Order placing this case on administrative stay, the Commission’s subsequent actions, and being otherwise fully advised, FINDS:

1. On October 28, 2025, the Division entered an order placing this case on administrative stay pending “the conclusion of the Commission’s limited rehearing in Order R-24004 and entry of a final Commission order resolving that rehearing.”
2. The Oil Conservation Commission (“Commission”) issued Order R-24004 on September 12, 2025 and subsequently issued Order R-24004-A on December 17, 2025, fully resolving the rehearing described in the Division’s October 28, 2025 Order.
3. The condition expressly identified by the Division for continuation of the stay—resolution of the Commission’s rehearing—has occurred. Accordingly, the stated basis for the administrative stay has expired by its own terms.
4. Empire argues that the Division should maintain the stay due to its pending application before the Commission in Case No. 24021 to revoke Goodnight’s Rocket SWD permit. However, Case No. 24021 was previously stayed by order of the Commission on July 2, 2024, together with other non-EMSU cases, pending resolution of EMSU-related matters. That stay has not been lifted by the Commission.
5. Because Case No. 24021 remains stayed by the Commission, it is not presently set for hearing nor capable of progressing toward resolution. The existence of a separately stayed Commission matter does not provide a legal basis to continue the

Division's stay, particularly where the Division's own stay order identified a single, now-satisfied condition.

6. The Division's October 28, 2025 Order expressly states that upon issuance of the Commission's final order resolving the rehearing, "any party may move to lift the stay, and the Division will reset the matter for hearing." That procedural directive is binding on the Division and must be followed.
7. Goodnight has therefore demonstrated good cause to lift the stay and proceed to hearing on the merits of its extension application.

THEREFORE, IT IS ORDERED THAT:

1. Goodnight Midstream Permian, LLC's Motion to Lift Stay is GRANTED.
2. The administrative stay imposed on October 28, 2025 is hereby DISSOLVED.
3. The Division shall RESET this matter for hearing on the limited issue of whether Goodnight has demonstrated good cause to extend Order No. R-22506 (SWD-2392), consistent with the Division's October 28, 2025 Order.
4. Nothing in this Order alters, modifies, or affects the Commission's separate stay of Case No. 24021 or any other matter pending before the Commission.
5. All parties shall be provided notice of the reset hearing date in accordance with 19.15.4 NMAC.

SO ORDERED.

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**HEARING EXAMINER**  
**OIL CONSERVATION DIVISION**