

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

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION,
THROUGH THE ENGINEERING BUREAU CHIEF, FOR ADOPTION OF
AMENDMENT TO RULE 1209**

CASE NO. 13030

03 FEB -11 PM 11:00
OIL CONSERVATION DIV
NEW MEXICO

APPLICATION FOR AMENDMENT OF RULE 1209

1. Rule 1209 provides for notice of continuance of hearings before the Commission or Division hearing examiners by announcement at the scheduled hearing, in lieu of re-publication in accordance with Rule 1204.
2. Rule 1209 as presently worded might be construed to require preparation of a record in each continued case of the announcement of the continuance in such case.
3. The preparation of such a record is unnecessary.
4. The Division proposes to amend Rule 1209 [19.15.14.1209 NMAC] to delete language that might be construed to require such a record. The text of the proposed amendment is attached to this Application as Exhibit A.

WHEREFORE, the Engineering Bureau Chief of the Division hereby applies to the Commission to enter an order:

- A. Adopting amended Rule 1209 as set forth in Exhibit A hereto.

B. Granting such other and further relief as the Commission deems appropriate.

RESPECTFULLY SUBMITTED,

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Case No. 13030: Application of the New Mexico Oil Conservation Division
for Amendment of Rule 1209 [Continuance of Hearing without New Service]

The New Mexico Oil Conservation Division applies to the Oil Conservation Commission to amend Rule 1209 [Continuance of Hearing without New Service] to delete references to the record. Application of the proposed rule and amendment is STATEWIDE.

03 FEB -4 PM 11:00
OIL CONSERVATION DIV

EXHIBIT A to APPLICATION for AMENDMENT OF RULE 1209

19.15.14.1209 CONTINUANCE OF HEARING WITHOUT NEW SERVICE: Any hearing before the commission or a division examiner held after due notice may be continued by the person presiding at such hearing to a specified time and place without the necessity of notice of the same being again served or published. ~~In the event of any continuance, a statement thereof shall be made in the record of the hearing that is continued.~~