

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

**AMENDED APPLICATION OF THE NEW MEXICO OIL CONSERVATION  
DIVISION, THROUGH THE SUPERVISOR OF DISTRICT I, FOR AN ORDER  
UNDER NMSA 1978, SECTION 70-2-14(B) DETERMINING THAT MGM OIL &  
GAS CO. VIOLATED NMSA 1978, SECTION 70-2-31(B)(2), 19.15.13.115.A  
NMAC AND 19.15.4.201 NMAC; REQUIRING MGM OIL & GAS CO. TO PLUG  
AND ABANDON SIX WELLS BY A DATE CERTAIN; AND IN THE EVENT OF  
NON-COMPLIANCE, AUTHORIZING THE DIVISION TO FORFEIT THE  
APPLICABLE FINANCIAL ASSURANCE AND PLUG THE WELLS; LEA  
COUNTY, NEW MEXICO.**

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CASE NO. 13374

**MOTION FOR CONTINUANCE**

The Applicant, Oil Conservation Division, moves to continue case 13374 until the January 20, 2005 docket. This motion is supporting by the following:

1. Case 13374 is currently set for hearing on the January 6, 2005 docket.
2. The parties have negotiated an agreed compliance order to resolve the issues raised in case 13374.
3. MGM Oil & Gas Co. has signed the agreed compliance order, and paid the penalty assessed in the agreed compliance order by cashier's check.
4. The OCD is requesting a continuance until the January 20, 2005 docket to allow time for the OCD Director to review the agreed compliance order. Once the Director signs the agreed compliance order, the OCD will move to dismiss case 13374.

RESPECTFULLY SUBMITTED,  
this 5<sup>th</sup> day of January, 2005 by

  
Gail MacQuesten  
Assistant General Counsel

Energy, Minerals and Natural  
Resources Department of the State of  
New Mexico  
1220 S. St. Francis Drive  
Santa Fe, NM 87505  
(505) 476-3451

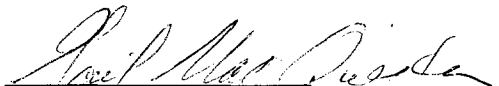
Attorney for The New Mexico Oil  
Conservation Division

Certificate of Service

I certify that I served a copy of this pleading by e-mail and by first class mail to:

James Bruce  
P.O. Box 1056  
Santa Fe, NM 87504-1056  
[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

this 5<sup>th</sup> day of January, 2005.

  
Gail MacQuesten