

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

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**APPLICATION OF COG OPERATING
LLC FOR A NON-STANDARD
SPACING AND PRORATION UNIT
AND COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No. 15878

**APPLICATION OF COG OPERATING
LLC FOR A NON-STANDARD
SPACING AND PRORATION UNIT
AND COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No. 15879

**APPLICATION OF COG OPERATING
LLC FOR A NON-STANDARD
SPACING AND PRORATION UNIT
AND COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No. 15880

**APPLICATION OF COG OPERATING
LLC FOR A NON-STANDARD
SPACING AND PRORATION UNIT
AND COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No. 15881

**APPLICANT COG OPERATING, LLC'S CONSOLIDATED
RESPONSE IN OPPOSITION TO OCCIDENTAL PERMIAN LIMITED
PARTNERSHIP'S MOTIONS FOR CONTINUANCES**

Applicant COG Operating, LLC ("COG") submits this consolidated response in opposition to Occidental Permian Limited Partnership's ("Occidental's") identical motions for continuances filed in Cases Nos. 15878, 15879, 15880, and 15881. COG does not oppose Occidental's requests for a Pre-Hearing Conference.

In support of its opposition to Occidental's requests for continuances, COG states:

1. Case Nos. 15878, 15879, 15880, and 15881 are set for hearing on November 30, 2017.

2. The stated grounds for Occidental's requests to continue the hearings are that Occidental (i) did not receive COG's hearing notice letters until November 14, 2017, and (ii) needs additional time to resolve certain issues relating to COG's development plans and to prepare for the hearings.

3. COG submits that Occidental has had ample opportunity to assess COG's development plans and prepare its hearing presentations. Occidental was aware of COG's intention to file compulsory pooling applications and, if necessary, to have the applications heard by a Hearing Examiner, in advance of Occidental's receipt of the hearing notice letters.

4. On September 18, 2017, COG sent well proposal letters for its Tigercat #1, #2, #3, and #4 H wells, which Occidental received seven days later. Each of the well proposal letters stated that if COG and Occidental were unable to reach an agreement, then COG would file an application for compulsory pooling.

5. Subsequently, Occidental posed land and reservoir engineering questions to COG, which COG answered in a timely fashion. Occidental then requested a technical meeting at COG's office in Midland.

6. The parties met on November 7, 2017 to discuss COG's development plans for the acreage addressed in COG's applications and possible trades. During the course of the meeting, COG informed Occidental that its compulsory pooling applications had been set for hearing on November 30, 2017.

7. In accordance with 19.15.16.15(E)(2) NMAC, COG's counsel timely sent hearing notice letters to OXY via certified mail on November 6 and 8, 2017.

8. COG has been committed and remains committed to reaching a mutually agreeable resolution of the issues the parties have previously discussed. However, COG is constrained to oppose Occidental's requests for continuances because of impending lease termination dates.

9. COG would be prejudiced if the cases are continued to the December 21, 2017 docket, as the continuances would place COG leases in jeopardy.

WHEREFORE, COG requests that the Division deny Occidental's requests to continue Case Nos. 15878, 15879, 15880, and 15881.

HINKLE SHANOR, LLP


Gary W. Larson
P.O. Box 2068
Santa Fe, NM 87504-2068
Phone: (505) 982-4554
Facsimile: (505) 982-8623
glarson@hinklelawfirm.com

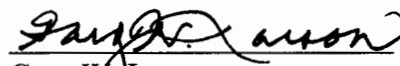
Counsel for COG Operating LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing consolidated Response in Opposition to Occidental Permian Limited Partnership's Motions for Continuances was served electronically upon the following counsel on this 27th day of November, 2017:

Dalva L. Moellenberg, Esq.
Gallagher & Kennedy, P.A.
1239 Paseo de Peralta
Santa Fe, NM 87501
dln@gknet.com

James Bruce, Esq.
P.O. Box 1056
Santa Fe, NM 87504
jamesbruc@aol.com


Gary W. Larson