

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

**APPLICATION OF LOGOS OPERATING, LLC  
FOR COMPULSORY POOLING, RIO ARRIBA  
COUNTY, NEW MEXICO**

**CASE NO. 16448**

**PHILIP WHITE'S PRE-HEARING STATEMENT**

Mr. Philip White submits this Pre-Hearing Statement for the above-referenced case pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Logos Operating, LLC

**ATTORNEY**

J. Scott Hall  
Logos Resources II, LLC  
317 Paseo de Peralta  
P.O. Box 1946  
Santa Fe, NM 87504  
Shall@logosresourcesllc.com

**OPPONENT**

Philip White

**ATTORNEY**

Jennifer L. Bradfute  
Deana Bennett  
MODRALL, SPERLING, ROEHL,  
HARRIS & SISK, P.A.  
P. O. Box 2168  
Albuquerque, New Mexico 87103-2168  
(505) 848-1800

## STATEMENT OF CASE

### OPPONENT:

In Case No. 16448, Logos seeks an order pooling all interests in the Gallup formation underlying the W/2 of Section 33, Township 24 North, Range 7 West, NMPM in Rio Arriba County, New Mexico. Applicant seeks to establish a standard 320-acre horizontal spacing unit within the Basin-Mancos Pool (71599) in the W/2 of Section 33, to which the Special Rules for the Escrito-Gallup Associated Pool apply. The unit will be subject to a federal Communitization Agreement and will be dedicated to two wells to be drilled by Applicant in the Gallup formation as follow: (1) the Federal 2407 28M South Com 1H at an approximate surface hole location of 10' FSL & 910' FWL of Section 28-T24N-R7W with an approximate bottom hole location of 330' FWL & 20' FSL of Section 33-T24N-R7W. (2) the Federal 2308 28M South Com 2H at an approximate surface hole location of 10' FSL & 970' FWL of Section 28-T24N-R7W with an approximate bottom hole location of 2,240' FWL & 100' FSL of Section 33-T24N-R7W. Also to be considered will be the cost of drilling and completing the wells and the allocation of the cost, the designation of LOGOS as Operator of the wells, and a 200% charge for the risk involved in drilling and completing the wells.

Mr. Philip White owns substantial working interests within the proposed spacing unit. Logos has not negotiated with Mr. White in good faith and seeks to develop the spacing unit in a manner that will create waste and impact Mr. White's correlative rights. In addition, Mr. White objects to a 200% risk penalty being assessed and the proposed allocation of costs.

## PROPOSED EVIDENCE

### OPPONENT:

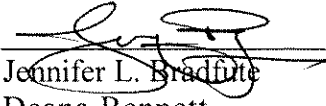
<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Philip White	Approx. 45	Approx. 10

## PROCEDURAL ISSUES

This matter will be a contested hearing with cross examination of each witness. Mr. White respectfully asks that the Division set a special docket date for this matter. In addition, Mr. White requests a continuance, as he is not available to attend the October 18, 2018 hearing.

Respectfully submitted,

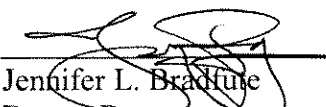
**MODRALL, SPERLING, ROEHL, HARRIS  
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By:   
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail on October 11, 2018:

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