

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

APPLICATION OF NOVO OIL & GAS NORTHERN CASE NO. 20185
DELAWARE, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

and

APPLICATION OF OXY USA, INC. FOR CASE NO. 20186
COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.

and

APPLICATION OF PERCUSSION PETROLEUM CASE NOS. 20187,
OPERATING, LLC FOR COMPULSORY POOLING, 20192
EDDY COUNTY, NEW MEXICO.

and

APPLICATION OF PERCUSSION PETROLEUM CASE NOS. 20188,
OPERATING, LLC FOR COMPULSORY POOLING 20189
AND APPROVAL OF AN UNORTHODOX LOCATION,
EDDY COUNTY, NEW MEXICO.

and

APPLICATION OF COG OPERATING, LLC FOR CASE NOS. 20078,
COMPULSORY POOLING, EDDY COUNTY 20120,
NEW MEXICO. 20122

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

January 24, 2019

Santa Fe, New Mexico

BEFORE: MICHAEL McMILLAN, CHIEF EXAMINER
KATHLEEN MURPHY, TECHNICAL EXAMINER
TERRY WARNELL, TECHNICAL EXAMINER
DAVID K. BROOKS, LEGAL EXAMINER

1 This matter came on for hearing before the
2 New Mexico Oil Conservation Division, Michael McMillan,
3 Chief Examiner; Kathleen Murphy and Terry Warnell,
4 Technical Examiners; and David K. Brooks, Legal
5 Examiner, on Thursday, January 24, 2019, at the New
6 Mexico Energy, Minerals and Natural Resources
7 Department, Wendell Chino Building, 1220 South St.
8 Francis Drive, Porter Hall, Room 102, Santa Fe, New
9 Mexico.

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22 REPORTED BY: Mary C. Hankins, CCR, RPR
23 New Mexico CCR #20
24 Paul Baca Professional Court Reporters
25 500 4th Street, Northwest, Suite 105
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APPEARANCES

FOR THE APPLICANTS:

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REPORTER'S NOTE:

Through Ms. Kessler, in Case 20188, Mr. Bruce appears on behalf of Challenger Crude Limited; in Case 20182, Mr. Bruce appears on behalf of MRC Delaware and ConocoPhillips; in Case 20120, Mr. Bruce appears on behalf of ConocoPhillips.

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EXHIBITS OFFERED AND ADMITTED

(No Exhibits.)

1 (10:09 a.m.)

2 EXAMINER McMILLAN: We're on page 3? Are
3 we on 20185?

4 MS. KESSLER: That's what I have. I don't
5 know if Ms. Callahan is before.

6 EXAMINER McMILLAN: I have 20184 is
7 continued.

8 MS. KESSLER: It is. Yes.

9 EXAMINER McMILLAN: So we're on 20185?

10 EXAMINER WARNELL: When is 84 continued to?
11 Do you have a date?

12 EXAMINER McMILLAN: Next available docket.

13 EXAMINER WARNELL: N-A (laughter).

14 EXAMINER BROOKS: Good abbreviation.

15 MS. KESSLER: N-A-D.

16 EXAMINER McMILLAN: Were these cases heard?

17 MS. KESSLER: These were all heard. All of
18 the cases I'm about to do were heard, and I no
19 additional exhibits. I am just asking that they be
20 taken under advisement.

21 EXAMINER McMILLAN: I guess I'll literally
22 open all the cases.

23 MS. KESSLER: I think notice is complete,
24 and I would ask if it can be taken under advisement.

25 EXAMINER BROOKS: Okay with me.

1 EXAMINER McMILLAN: At this time I would
2 call Cases 20185, 20186, 20187, 20188, 20189, 20192,
3 20078, 20120, 20122.

4 Call for appearances.

5 MS. KESSLER: Mr. Examiner, Jordan Kessler,
6 with Holland & Hart, on behalf of the Applicant in each
7 of those cases.

8 And Mr. Bruce asked that I note his
9 appearance in three of the cases, and I'll just read
10 those into the record, if I may.

11 In 20188, Mr. Bruce appears on behalf of
12 Challenger Crude Limited, and in Case 20182, Mr. Bruce
13 appears on behalf of MRC Delaware and ConocoPhillips.
14 And in Case 20120, Mr. Bruce appears on behalf of
15 ConocoPhillips. And he had no objection in any of these
16 cases. He was just appearing for each of those cases,
17 Mr. Examiner.

18 EXAMINER McMILLAN: So no other
19 appearances?

20 MS. KESSLER: It was just Mr. Bruce.

21 EXAMINER McMILLAN: Proceed.

22 MS. KESSLER: For each of those cases,
23 Mr. Examiner, the Notice of Affidavits were presented at
24 the prior hearing. The affidavits and exhibits are in
25 the Division's files. At this point notice is now

1 complete, and we ask that each of these cases be taken
2 under advisement

3 EXAMINER McMILLAN: Each of these cases as
4 previously mentioned shall be taken under advisement.

5 MS. KESSLER: Thank you.

6 (Case Numbers 20185, 20186, 20187, 20188,
7 20189, 20192, 20078, 20120 and 20122
8 conclude, 10:12 a.m.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

5 I, MARY C. HANKINS, Certified Court
6 Reporter, New Mexico Certified Court Reporter No. 20,
7 and Registered Professional Reporter, do hereby certify
8 that I reported the foregoing proceedings in
9 stenographic shorthand and that the foregoing pages are
10 a true and correct transcript of those proceedings that
11 were reduced to printed form by me to the best of my
12 ability.

13 I FURTHER CERTIFY that the Reporter's
14 Record of the proceedings truly and accurately reflects
15 the exhibits, if any, offered by the respective parties.

16 I FURTHER CERTIFY that I am neither
17 employed by nor related to any of the parties or
18 attorneys in this case and that I have no interest in
19 the final disposition of this case.

20 DATED THIS 8th day of February 2019.

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23 MARY C. HANKINS, CCR, RPR
24 Certified Court Reporter
New Mexico CCR No. 20
Date of CCR Expiration: 12/31/2019
Paul Baca Professional Court Reporters

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