

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

**APPLICATION OF COG OPERATING LLC FOR APPROVAL OF THE TOMAHAWK
UNIT, ELIMINATION OF INTERNAL SETBACKS WITHIN UNIT AREA, AND
APPROVAL FOR SURFACE COMMINGLING, EDDY COUNTY, NEW MEXICO.**

CASE NO. 20659

PRE-HEARING STATEMENT OF COG OPERATING LLC

COG Operating, LLC, the applicant in the above referenced matter, submits this Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

APPEARANCES OF THE PARTIES:

APPLICANT

COG OPERATING LLC
One Concho Center
600 West Illinois Avenue
Midland, Texas 79701

ATTORNEY

Ocean Munds-Dry
William F. Carr
Elizabeth A. Ryan
Concho Resources LLC
1048 Paseo de Peralta
Santa Fe, New Mexico 87501
(505) 780-8000
omundsdry@concho.com
wcarr@concho.com
eryan@concho.com

OPPOSING

EOG Resources, Inc.
5509 Champions Drive
Midland, Texas 79706

ATTORNEY

Earl E. DeBrine, Jr.
Deanna M. Bennett
Lance D. Hough
Modrall, Sperling, Roehl, Harris & Sisk, P.A.
Post Office Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com

OPPOSING

MRC Permian Company
One Lincoln Centre, Suite 1500
5400 Lyndon B. Johnson Freeway
Dallas, Texas 75240-1017

ATTORNEY

James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
jamesbruc@aol.com

Phillip White
P.O. Box 25968
Albuquerque, NM 87125
(505) 345-3350

Pro Se

STATEMENT OF THE CASE

Applicant seeks an order for the following: (1) approving its Tomahawk Unit; (2) for elimination of internal setbacks within the unit area; and (3) approval for surface commingling within the unit area. Applicant seeks approval for its Tomahawk Unit consisting of 4,803.16 acres, more or less, of federal, state, and fee lands situated in all or parts of Sections 17-20, and 29-32 of Township 24 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. The Unitized Interval includes all formations from the top of the Wolfcamp Formation down to and including the base of the Wolfcamp Formation. In addition, Applicant seeks an order eliminating all internal setbacks within the proposed Unit Area and approval of surface commingling. The subject acreage is approximately 1.89 miles west of Malaga, New Mexico.

PROPOSED EVIDENCE

<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Travis Macha, Landman	Approx. 20 minutes	Approx. 6
Matthew Fisher, Geologist	Approx. 20 minutes	Approx. 6
Jayne Junell, Engineer (May call witness)	Approx. 10 minutes	Approx. 1

PROCEDURAL MATTERS

Pre-Hearing telephonic conference requested with Mr. Phillip White objecting to his Entry of Appearance in this case. He can be reached at (505) 345-3350.

Respectfully submitted,

COG OPERATING LLC



Ocean Munds-Dry
William F. Carr
Elizabeth A. Ryan
1048 Paseo de Peralta
Santa Fe, New Mexico 87501
(505) 780-8000
(505) 428-0485 Facsimile
omundsdry@concho.com
wcarr@concho.com
eryan@concho.com

ATTORNEYS FOR COG OPERATING LLC

CERTIFICATE OF SERVICE

I hereby certify that on August 15, 2019, I served a copy of the foregoing document to the following counsel of record via Electronic Mail, except as indicated below, to:

Earl E. DeBrine, Jr.
Deanna M. Bennett
Lance D. Hough
Modrall, Sperling, Roehl, Harris & Sisk, P.A.
Post Office Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com

James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
jamesbruc@aol.com

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Phillip White
P.O. Box 25968
Albuquerque, NM 87125



Elizabeth A. Ryan
Ocean Munds-Dry
William F. Carr