

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

**APPLICATIONS OF APACHE CORPORATION
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21189
CASE NO. 21190
CASE NO. 21191
CASE NO. 21192**

**APPLICATIONS OF COLGATE OPERATING,
LLC FOR COMPULSORY POOLING AND
NON-STANDARD SPACING AND PRORATION UNIT,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21078
CASE NO. 21079
CASE NO. 21239**

**APACHE'S REPLY TO COLGATE'S RESPONSE TO
MOTION FOR CONTINUANCE**

Apache Corporation ("Apache") in reply to the response of Colgate Operating, LLC ("Colgate") on Apache's Motion for Continuance, Apache states:

Colgate made an offer to Apache to settle these cases at approximately 2:30 p.m. on Wednesday, July 29th, an offer which Apache considers worthy of evaluation. Both of Apache's reservoir engineers are on vacation this week, not returning until Monday, and their input is essential to evaluating Colgate's proposal. There just is not sufficient time for Apache's team to both prepare for hearing and meet the filing deadline of next Friday, August 7th, for testimony and exhibits, and also properly evaluate Colgate's offer and document any settlement in the manner which will be required to submit the offer for approval by Apache's management. Although Apache's team was previously aware of their impending move to Houston, as well as the existence

of COVID in the Houston area, it would have been impossible for them to fully anticipate all of the challenges they would face until actually moving to Houston.

It is in the interest of conservation of time and resources to allow Apache the time it requires to evaluate Colgate's offer which may completely settle the dispute between the parties.

Respectfully submitted,

BEATTY & WOZNIAK, P.C.

By: 

Candace Callahan
500 Don Gaspar Avenue
Santa Fe, New Mexico 87505
(505) 983-8545 or (505) 983-8765 (direct)
(800) 886-6566 (fax)
ccallahan@bwenergylaw.com
ATTORNEYS FOR APACHE CORPORATION

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 July 31, 2020.

Ernest L. Padilla
Padilla Law Firm, P.A.
P. O. Box 2533
Santa Fe, NM 87504
(505) 988-7577
padillalaw@qwestoffice.net

Sharon T. Shaheen
John F. McIntyre
Montgomery & Andrews, P.A.
P. O. Box 2307
Santa Fe, NM 87504-2307
(505) 986-2678
sshhaheen@montand.com
jmcintyre@montand.com

Darin C. Savage
Andrew D. Schill
William E. Zimsky
214 McKenzie Street
Santa Fe, NM 8501
darin@abadieschill.com
bill@abadieschill.com
andrew@abadieschill.com

Andrew J. Cloutier
Hinkle Shanor LLP
P. O. Box 10
Roswell, NM 88202-0010
acloutier@hinklelawfirm.com



Candace Callahan