

From: [Hearings, OCD, EMNRD](#)
To: padillalaw@qwestoffice.net; jamesbruc@aol.com; felicia.l.orth@gmail.com
Cc: dhardy@hinklelawfirm.com; mrodriguez@concho.com; omundsdry@concho.com; dmb@modrall.com; [Salvidrez, Marlene, EMNRD](#)
Subject: Re: [EXT] RE: Cases 21347-21350/Catena
Date: Thursday, October 15, 2020 12:10:25 PM

Good afternoon,

These cases will be noted as a status conference on the October 22, 2020, docket.

Thank you,

Marlene Salvidrez

From: padillalaw@qwestoffice.net <padillalaw@qwestoffice.net>
Sent: Thursday, October 15, 2020 11:50 AM
To: jamesbruc@aol.com; Hearings, OCD, EMNRD; felicia.l.orth@gmail.com
Cc: dhardy@hinklelawfirm.com; mrodriguez@concho.com; omundsdry@concho.com; dmb@modrall.com
Subject: [EXT] RE: Cases 21347-21350/Catena

All:

I took over these cases from Holland & Hart so I do not have inherent background information that I would ordinarily have had I filed the applications. I am in similar circumstances that Jim has outlined in his email as far as submittal of prepared testimony and exhibits. It appears that all parties will have three witnesses so a revision of the previous prehearing order and special hearing date seem necessarily appropriate. In short, the Oct. 22 hearing should perhaps be a status or scheduling conference. Ms. Hardy does not oppose continuance.

Thanks for your guidance.

Ernie

From: jamesbruc@aol.com <jamesbruc@aol.com>
Sent: Thursday, October 15, 2020 11:23 AM
To: ocd.hearings@state.nm.us; felicia.l.orth@gmail.com
Cc: dhardy@hinklelawfirm.com; padillalaw@qwestoffice.net; mrodriguez@concho.com; omundsdry@concho.com; dmb@modrall.com
Subject: Cases 21347-21350/Catena

All: These cases were set for a special hearing in September, but the pre-hearing order was vacated and the cases were continued to October 22. A new pre-hearing order was not prepared, submitted, or approved, so I believe that October 22nd should be a scheduling conference only. Dana Hardy just asked me what was going on, so I am writing this e-mail for a little guidance. My client, Ascent, still objects to the applications being done solely by affidavit, so the cases are contested. If the cases move forward, I do not have time to prepare the necessary affidavits and exhibits.

Let us know. Thank you.

Jim Bruce