

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:

CASE NO. 21608

Application of Marathon Oil
Permian, LLC to Amend Order R-21141,
Eddy County, New Mexico

THURSDAY, JANUARY 7, 2020

This matter came on for hearing before the
New Mexico Oil Conservation Division, William
Brancard, Hearing Examiner, Dylan Rose-Coss,
Technical Examiner, Dean McClure, Technical
Examiner, via Cisco Webex Virtual Meeting Platform

Reported by: Mary Therese Macfarlane
New Mexico CCR No. 122
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

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A P P E A R A N C E S

For the Applicant: Deana Bennett, Esq.
Modrall, Sperling
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Albuquerque, NM 87102
(505) 848-1834
deana.bennett@modrall.com

I N D E X

CASE NUMBER 21608	PAGE
CASE CALLED:	3
STATEMENT BY MS. BENNETT:	3
LANDMAN CLAYTON RICE BY AFFIDAVIT:	3
TAKEN UNDER ADVISEMENT	5

E X H I B I T I N D E X

MARATHON OIL PERIAN, LLC, EXHIBITS:	ADMITTED
1 Application	5
2 OCD Letter of April 9, 2020	5
3 Notice affidavit	5

1 (Time noted 9:19 a.m.)

2 HEARING EXAMINER BRANCARD: And I believe we
3 have one more Marathon Oil Permian, LLC case before us,
4 No. 28, 21608.

5 MS. BENNETT: Deana Bennett for Marathon Oil
6 Permian in Case No. 21608.

7 HEARING EXAMINER BRANCARD: Thank you. Do we
8 have any other appearances in Case 21608?

9 Hearing none, you may proceed, Ms.
10 Bennett.

11 MS. BENNETT: Thank you.

12 In Case 21608 Marathon is seeking the
13 limited relief of re-opening the Order that was previously
14 issued by the Division to allow additional time for
15 Marathon to drill the wells under the Order, as well as to
16 conform the Order to the Amended Order template.

17 You'll see that Tab A in the exhibits
18 packet that emailed to the Division has Mr. Rice's
19 affidavit, and as I mentioned a moment ago Mr. Rice has
20 previously testified before the Division and his
21 credentials have been accepted as a matter of record. In
22 in his affidavit he explains the need for the extension of
23 time, which is due to the downturn in the oil and gas
24 industry, among other events, and his affidavit also
25 outlines the requested extension of time.

1 Attached to his appli -- excuse me, his
2 affidavit as Exhibit 1 is the application that I filed on
3 Marathon's behalf in this case for the Division's
4 convenience.

5 Exhibit 2 is OCD's 9, 2020 letter, which
6 outlines the process for seeking to conform Orders to the
7 new Order template.

8 And Exhibit 3 is the Notice Affidavit that
9 I prepared, and it includes the Notice Letter that I sent
10 out to the parties entitled to Notice, and it also
11 includes the names of the parties to whom I sent Notice
12 and the status of the mailings. And as you will see from
13 Exhibit 3, all parties entitled to Notice received the
14 letters that I sent out. So they received actual Notice.

15 With that, I would ask that admission of
16 Exhibits Tab A and the materials behind Tab A be admitted
17 in case No. 21608, and that case No. 21608 be taken under
18 advisement.

19 HEARING EXAMINER BRANCARD: Thank you.

20 Examiners, any questions?

21 EXAMINER ROSE-COSS: No questions in this case.
22 Thank you.

23 EXAMINER McCLURE: I have no questions either.

24 HEARING EXAMINER BRANCARD: Excellent. Once
25 more, any opportunity for comments from anyone in the

1 audience to Case 21608.

2 Hearing none, we will admit the exhibits
3 offered by Marathon Oil in this case and take Case 21608
4 under advisement.

5 MS. BENNETT: Thank you very much.

6 HEARING EXAMINER BRANCARD: Thank you, Ms.
7 Bennett for all those amendments. It's disappointing,
8 because always thought our Orders were perfect, so I don't
9 know why anyone wants to amend them.

10 (Time noted 9:23 a.m.)

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1 STATE OF NEW MEXICO)
2) SS
3 COUNTY OF TAOS)
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5 REPORTER'S CERTIFICATE

6 I, MARY THERESE MACFARLANE, New Mexico Reporter
7 CCR No. 122, DO HEREBY CERTIFY that on Thursday,
8 January 7, 2021, the proceedings in the above-captioned
9 matter were taken before me; that I did report in
10 stenographic shorthand the proceedings set forth herein,
11 and the foregoing pages are a true and correct
12 transcription to the best of my ability and control.

13 I FURTHER CERTIFY that I am neither employed by
14 nor related to nor contracted with (unless excepted by the
15 rules) any of the parties or attorneys in this case, and
16 that I have no interest whatsoever in the final
17 disposition of this case in any court.

18 /s/ Mary Macfarlane
19 _____

20 Mary Therese Macfarlane, CCR
21 NM Certified Court Reporter No. 122
License Expires: 12/31/2021
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