

**STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION  
Meeting Minutes  
Special Meeting  
February 25, 2021**

**The Oil Conservation Commission meeting was held via Webex Meeting platform.**

**MEMBERS PRESENT:**

Adrienne Sandoval                      Chair, Oil Conservation Division  
Greg Bloom                                Designee, State Land Office Commissioner

**OTHERS PRESENT:**

Christopher Moander, Counsel for the Commission  
Florene Davidson, Commission Clerk

The meeting was called to order by Chair Sandoval at approximately 9:09 a.m.

**Item 1.**            Roll Call.

**Action:**        Roll was taken; a quorum was present.

**Item 2.**            Approval of Agenda.

**Action:**        Commissioner Bloom made a motion to adopt the agenda. Chair Sandoval seconded the motion. A roll call vote was taken.

Commissioner Bloom – Approved  
Chair Sandoval – Approved

The motion passed.

**Item 3.**            Approval of minutes of January 4-15, 2021 and February 11-12, 2021 meetings.

**Action:**        Commissioner Bloom moved to approve the January 4-15, 2021 minutes. Chair Sandoval seconded the motion. A roll call vote was taken.

Commissioner Bloom – Approved  
Chair Sandoval – Approved

The motion passed.

Commissioner Bloom moved to table the discussion and approval of the February 11-12, 2021 minutes until the March 25, 2021 Commission Hearing. Chair Sandoval seconded the motion. A roll call vote was taken.

Commissioner Bloom – Approved  
Chair Sandoval – Approved

The motion passed,

**Item 4.** Case No. 15855: (Status Conference) Application of Delaware Energy, LLC to revoke the injection authority granted under SWD1680 for the Alpha SWD No. 1 Well operated by Alpha SWD Operating, LLC, Eddy County New Mexico.

**Action:** Appearances were made by Michael Feldewert for Delaware Energy, LLC (Delaware) and Dana Hardy for Alpha SWD Operating, LLC (Alpha). Mr. Feldewert explained the background of the case which was appealed to the 1<sup>st</sup> Judicial Court and remanded back to the Oil Conservation Commission (Commission). Ms. Hardy stated that the parties have been negotiating and made a motion to dismiss Delaware's motion. Mr. Feldewert requested the Commission to read the district court's opinion before making its decision. The Commissioners and Commission counsel held a discussion on whether a hearing would be beneficial and decided that the Commission needs to have all information necessary to make an informed decision and agreed to hold a motion hearing. Subsequent to the hearing, all parties agreed to a motion hearing to be placed on a future hearing docket.

**Item 5** Case No. 21529: (Status Conference) Application of WildEarth Guardians for amendments to release/spill Rules 19.15.29.6 and 19.15.29.8 NMAC.

**Action:** Appearances were made by Daniel Timmons for WildEarth Guardians, Eric Ames for the Oil Conservation Division (OCD), and Michael Feldewert for the New Mexico Oil and Gas Association (NMOGA). All parties held a discussion on procedural matters, specifically the matter of technical evidence and documentation in support of the application, and it was determined that WildEarth will refile its application to include the technical information consulted to support its proposed rule. All parties planned to meet to discuss an agreement on the rule change. Commissioner Bloom moved to terminate the hearing of this application scheduled for April 1 and 8-9, 2021 as agreed to at the Commission's November 4, 2020 hearing. Chair Sandoval seconded the motion. A roll call vote was taken.

Commissioner Bloom – Yes  
Chair Sandoval – Yes

The motion passed.

**Item 6. Pending litigation.**

**Action:** Counsel Moander updated the Commission on the Novo Oil, the Marker, and the Jalapeno appeals.

**Item 7. Other business.**

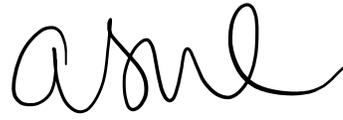
**Action:** There was no other business.

**Item 8. Next meeting – March 25, 2021**

**Item 9. Adjournment**

**Action:**

Chair Sandoval adjourned the hearing at 10:43 a.m.

A handwritten signature in black ink, appearing to read 'ASML', written in a cursive style.

Adrienne Sandoval, Chair