

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 NOS: 21324

APPLICATION OF TOM M. RAGSDALE TO REVOKE
ORDER NOS. R-20924 AND R-20924-A OR IN
THE ALTERNATIVE TO DECLARE UNREASONABLE
CERTAIN COSTS IMPOSED BY MEWBOURNE OIL CO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS
EXAMINER HEARING
JULY 9, 2020
SANTA FE, NEW MEXICO

This matter came on for virtual hearing before
the New Mexico Oil Conservation Division, HEARING OFFICER
FELICIA ORTH and TECHNICAL EXAMINER DYLAN COSS and LEONARD
LOWE on Thursday, July 9, 2020, through the Webex Platform.

Reported by: Irene Delgado, NMCCR 253
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street, NW, Suite 105
Albuquerque, NM 87102
505-843-9241

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A P P E A R A N C E S

For the Applicant:

SHARON SHAHEEN
MONTGOMERY & ANDREWS
325 Paseo de Peralta
Santa Fe, NM 87501

For Mewbourne:

JAMES BRUCE
P.O. Box 1056
Santa Fe, NM 87504-1056
505-982-2151
jamesbruce@aol.com

I N D E X

STATUS CONFERENCE	03
REPORTER CERTIFICATE	07

1 HEARING EXAMINER ORTH: We will move to Case
2 21324, this is Tom Ragsdale requesting an amendment to an
3 order relating to a well Ibex 10/15. Ms. Shaheen, are you
4 here from Montgomery & Andrews?

5 MS. SHAHEEN: (Inaudible.)

6 HEARING EXAMINER ORTH: You might be muted. Ms.
7 Shaheen? Let's see here. Okay.

8 (Audio interference.)

9 MS. SHAHEEN: Can you hear me?

10 HEARING EXAMINER ORTH: Check the volume on your
11 phone, please.

12 (Continued audio interference.)

13 HEARING EXAMINER ORTH: Wait for a moment to see
14 if Ms. Shaheen can join us by telephone.

15 MS. SHAHEEN: Hello?

16 HEARING EXAMINER ORTH: Hello. Is this Ms.
17 Shaheen?

18 MS. SHAHEEN: My apologies for the audio problem.
19 I'm not sure what happened there.

20 HEARING EXAMINER ORTH: All right. So you are
21 here on behalf of the applicant Tom Ragsdale?

22 MS. SHAHEEN: That is correct.

23 HEARING EXAMINER ORTH: And then we have Mr.
24 Bruce for Mewbourne?

25 MR. BRUCE: Yes, I'm here, thank you.

1 HEARING EXAMINER ORTH: Hello, Mr. Bruce. And
2 let me pause for a moment to see if there are any other
3 appearances.

4 (No audible response.)

5 HEARING EXAMINER ORTH: No? So we will proceed
6 this morning as a status conference, what I have received
7 this morning and in the last day or so, I wanted a draft
8 prehearing order. Do I understand that apart from filling
9 in the date, our counsel are in agreement?

10 MS. SHAHEEN: That's my understanding, Madam
11 Examiner.

12 HEARING EXAMINER ORTH: All right. And have
13 counsel discussed the date that we might --

14 MR. BRUCE: From the dates Sharon gave me, it
15 looks like it would have to be August 17 or thereafter.

16 HEARING EXAMINER ORTH: Okay. So currently I
17 have, I think my (garbled audio) August 20 and 21 hearing
18 sessions. However the hearing session following that,
19 September 10 and 11 hearing session, I currently now have no
20 special hearing scheduled on those dates. How does
21 September 10 and 11 fit for the two of you. Ms. Shaheen,
22 does that fit?

23 MS. SHAHEEN: Yes, Madam Examiner, that should
24 work. And just to clarify so there is a regular hearing
25 date on the 10th, and would this be held on the 10th or the

1 following day, the 11th.

2 HEARING EXAMINER ORTH: So we can do it either
3 way because I don't schedule more than one special hearing
4 at a time. We can either start shortly after the hearing
5 session on the 10th ends. Most of these sessions are
6 running less than two hours, or we can simply start at 8:30
7 in the morning on the 11th.

8 MR. BRUCE: And that's the month of September?

9 HEARING EXAMINER ORTH: Yes, it is.

10 MR. BRUCE: Okay. Okay.

11 MS. SHAHEEN: I think the 11th would be helpful,
12 that way we would have the 10th to prepare our witnesses.

13 HEARING EXAMINER ORTH: Okay, Mr. Bruce, is the
14 11th good for you?

15 MR. BRUCE: That's fine with me.

16 HEARING EXAMINER ORTH: All right. So we will
17 schedule this on the 11th, and we will execute a prehearing
18 order. I did see Mewbourne's motion to dismiss this
19 morning. Ms. Shaheen, obviously, you should plan to respond
20 to that. And Mr. Bruce can file a reply to the response if
21 he would like.

22 MS. SHAHEEN: And Madam Examiner, may I ask how
23 you anticipate resolving the motion to dismiss if -- you
24 will see in the, in the joint stipulation and the draft
25 order that, that we anticipated it would be heard on a

1 regular docket prior to the special hearing date, so that
2 would be our preference, and I believe Mr. Bruce is
3 agreeable to that.

4 MR. BRUCE: Yes, I am. And I would rather do it
5 in one of the August hearings because I have a bunch of --
6 at least as of today's date, I have a bunch of stuff on the
7 23rd of July.

8 HEARING EXAMINER ORTH: Okay. So let me discuss
9 with staff how to do that as part of one of the sessions in
10 August, basically a motion hearing around the motion to
11 dismiss before we get to the September hearing date. And I
12 will make that clear in some communication with you, by
13 hearing order or by e-mail.

14 MS. SHAHEEN: Thank you.

15 MR. BRUCE: Thank you very much.

16 HEARING EXAMINER ORTH: All right. Thank you
17 very much, both of you.

18 (Concluded.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 REPORTER'S CERTIFICATE

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6 I, IRENE DELGADO, New Mexico Certified Court
7 Reporter, CCR 253, do hereby certify that I reported the
8 foregoing virtual proceedings in stenographic shorthand and
9 that the foregoing pages are a true and correct transcript
10 of those proceedings to the best of my ability.

11 I FURTHER CERTIFY that I am neither employed by
12 nor related to any of the parties or attorneys in this case
13 and that I have no interest in the final disposition of this
14 case.

15 I FURTHER CERTIFY that the Virtual Proceeding was
16 of poor quality.

17 Dated this 9th day of July 2020.

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/s/ Irene Delgado

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Irene Delgado, NMCCR 253
License Expires: 12-31-21

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