



**MONTGOMERY
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November 27, 2012

Jami Bailey, Director
New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

Hand Delivered

Re: NMOCD Case No. 14904: In The Matter of The Application of Heritage Petroleum, Inc., for Compulsory Pooling, Rio Arriba County, New Mexico;

and

NMOCD Case No. 14548 (Reopened): Motion Of The Jicarilla Apache Nation For Further Orders In Case No. 14548, Order No. R-13326, Rio Arriba County, New Mexico

Dear Ms. Bailey

On behalf of Heritage Petroleum, Inc., and pursuant to 19.15.4.16.B NMAC, we request that the Division convene a pre-hearing conference in the above-referenced cases. The Jicarilla Apache Nation's lead counsel for the hearing, Mr. Steve Gunn, is located out of town, but his personal attendance at a pre-hearing conference should not be necessary. Once a mutually convenient time for a pre-hearing conference is established, I will be happy to provide a conference call number.

At a pre-hearing conference, I anticipate that counsel would apprise the hearing examiner of (1) the status of discovery efforts, (2) case consolidation, (3) disposition of the Nation's threshold motions, (4) the possibility of stipulations to authenticity of documents and certain underlying facts, and (5) scheduling a hearing on the merits.

Thank you for consideration of this request.

REPLY TO:

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Jami Bailey, Director
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Very truly yours,



J. Scott Hall

Enclosure

cc: David Brooks, Esq., NMOCD
Steve Gunn, Esq.
Shenan Atcitty, Esq.
Herb Becker, Esq.
Travis Brown, Esq.

ioc: Seth McMillan, Esq.