

**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION**

IN THE MATTER OF THE:

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR THE ADOPTION OF NEW RULES, 19.15.1.37 NMAC, 19.15.1.38 NMAC, 19.15.3.100 NMAC, 19.15.14.1227 NMAC; AND AMENDMENT OF 19.15.1.7 NMAC, 19.15.4.1101 NMAC, 19.15.9.701 NMAC, 19.15.13.1103 NMAC, 19.15.13.1104 NMAC, AND 19.15.13.1115 NMAC.

**CASE NO. 13564
ORDER NO. R-12430**

ORDER OF THE DIVISION

BY THE DIVISION:

On this 27th day of September, the Division Director, being fully advised concerning the matters herein;

FINDS THAT:

1. On September 2, 2005 the Division filed the application in this case for adoption of certain new rules, and amendment of certain existing rules, concerning enforcement.
2. On September 21, 2005 the Division conducted a public workshop to obtain stakeholder input concerning these proposed rule changes. Numerous persons, including representatives of oil and gas operators, appeared at the workshop, and some of the persons who appeared indicated that they planned to submit alternative proposals for amendments to the Division's enforcement rules.
3. Pursuant to Rule 1204.C, as amended effective September 30, 2005, filing of any such proposals for alternative rule changes would be required no later than September 29, 2005, ten business days before the hearing scheduled for October 13, 2005.
4. Some of the organizations represented at the workshop have headquarters or responsible offices located in Houston, Texas. The impact of Hurricane Rita upon the Houston, Texas area has hampered operations at these offices and impeded communication among responsible personnel.

5. Requiring filing of proposals by September 29 would create a hardship for persons and organizations situated in Houston, Texas, in light of current conditions there.

IT IS THERE FORE ORDERED THAT:

The time for filing proposals for alternative rule amendments in this case, as contemplated by Rule 1204.B, as amended effective September 30, 2005, is hereby extended to 5:00 P.M., Mountain Daylight Time, on Tuesday, October 4, 2005.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION



MARK E. FESMIRE, P.E.
Director

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