

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

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APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P. TO REVOKE THE INJECTION
AUTHORITY GRANTED BY ADMINISTRATIVE
ORDER SWD-640, LEA COUNTY, NEW MEXICO.

Case No. 15397

RESPONSE TO SUBPOENA *DUCES TECUM*
and
MOTION TO PARTIALLY QUASH SUBPOENA

Devon Energy Production Company, L.P. ("Devon") hereby responds to the Subpoena *Duces Tecum* issued to Devon on December 4, 2015 at the request of OXY USA Inc. ("OXY").

A. General Objections.

1. In responding to OXY's requests, Devon does not concede that the information requested is relevant to any issues or defenses in this matter or is reasonably calculated to lead to the discovery of admissible evidence. Any response, in whole or in part, to any request is not and may not be construed as a waiver of all or any part of any objection to any request. Devon reserves all objections to the admissibility of any document produced, including, without limitation, objections as to relevance and materiality. In addition, Devon Energy expressly reserves both the right to object to further discovery and to the subject matter of these requests and the right to object to the introduction into evidence of any documents produced in response to these requests.

2. Devon objects to each request to the extent that it seeks documents that fall within the scope of the attorney-client privilege and/or the work product doctrine; contains or reflect the mental impressions, conclusions, opinions, or legal theories of Devon's attorneys or other representatives concerning this matter; or falls within another privilege and/or are otherwise private, confidential, or protected from discovery.

3. Devon objects to each request insofar as it seeks documents that are publicly available or already in the possession of OXY or their agents or attorneys on the grounds that the request is unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence.

4. Devon objects to each request to the extent that it requires disclosure of information that involves trade secret, confidential, and/or proprietary information. Devon will submit to OXY a proposed agreed confidentiality order. Devon objects to the production of any such documents until an appropriate confidentiality order has been entered by the New Mexico Oil Conservation Division for this matter.

5. Devon incorporates each of the foregoing objections and limitations into its responses below as if fully set forth therein.

B. Response.

1. Items 1-6, 8, and 9 of Attachment A: Without waiving any objections, Devon will produce any non-privileged or proprietary documents responsive to these requests:

5. Item 7 of Attachment A: Without waiving any objections, Devon will produce any non-privileged or proprietary documents responsive to this request as to Devon-operated wells in Township 22 South, Range 33 East, NMPM and Township 23 South, Range 33 East, NMPM. Devon objects to providing information as to the other requested townships as being burdensome and excessive.

8. Item 10 of Attachment A: Exhibits to be used at hearing will be submitted to OXY when they are prepared and/or finalized.

The documents will be produced to OXY at a mutually agreeable time and place.

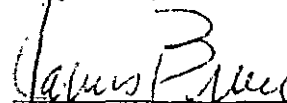
C. Motion to Quash.

Devon moves for an order partially quashing the subpoena as to the following types of documents:

All documents requested in Paragraph 7 of Attachment A to the subpoena regarding wells in Township 22 South, Range 32 East, NMPM, Township 22 South, Range 34 East, NMPM, Township 23 South, Range 32 East, NMPM, and Township 23 South, Range 34 East, NMPM. This request is overbroad and excessive.

WHEREFORE, Devon requests that OXY's subpoena be partially quashed as requested above.

Respectfully submitted,



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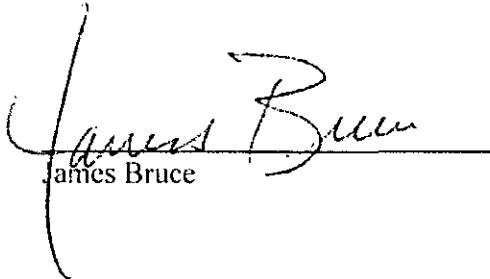
Attorney for Devon Energy Production
Company, L.P.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 17th day of December, 2015 by e-mail:

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James Bruce