

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

APPLICATION OF BTA OIL PRODUCERS, LLC FOR AN ORDER DIRECTING CIMAREX ENERGY COMPANY OF COLORADO TO SHUT-IN ITS OVER-PRODUCED OIL WELLS IN THE BERRY; BONE SPRING NORTH POOL, ASSESSING PRODUCTION PENALTIES FOR THE OVER-PRODUCTION, AND ORDERING COMPLIANCE WITH THE DIVISION'S OIL PRORATION RULES FOR THE BERRY; BONE SPRING, NORTH POOL, LEA COUNTY, NEW MEXICO.

CASE NO. 15473

**BTA's PRE-HEARING STATEMENT**

BTA Oil Producers, LLC, the applicant in the above referenced matter, submits this Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

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**OPPONENT**

Cimarex

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**INTERESTED PARTIES**

Nearburg Producing Company

COG Operating LLC

Compliance and Enforcement Bureau,  
Oil Conservation Division

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**APPLICANT'S STATEMENT OF CASE**

BTA seeks an order (1) directing Cimarex Energy Company of Colorado ("Cimarex") to shut-in its over-produced oil wells completed in the Berry; Bone Spring, North Pool underlying the S/2 S/2 of Section 30, Township 20 South, Range 35 East, NMPM, Lea County, New Mexico; (2) assessing production penalties to curtail future over-production and to compensate for all past over-production from said wells; and (3) directing Cimarex to comply with the Division's oil proration rules for the Berry; Bone Spring North Pool and NMRA 19.15.20.9-12. Production data from the Division shows that the 40-acre spacing unit dedicated to the Chief 30 State No. 5 Well and the Chief 30 State No. 1H Well is over-produced. BTA is an offset

operator in a spacing unit offsetting the SW/4 SW/4 of Section 30 and seeks relief from Cimarex's overproduction.

**APPLICANT'S PROPOSED EVIDENCE**

The parties are negotiating a settlement agreement to resolve this case. The settlement agreement will be presented at the hearing. For that reason, BTA will not present witness in this case at this time.

**PROCEDURAL MATTERS**

None at this time.

Respectfully submitted,

HOLLAND & HART LLP



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**ATTORNEYS FOR BTA OIL PRODUCERS, LLC**

**CERTIFICATE OF SERVICE**

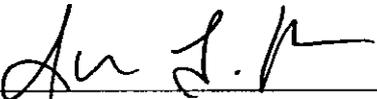
I hereby certify that on April 21, 2016, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

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