

New Mexico Energy, Minerals and Natural Resources Department

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**Bill Richardson**  
Governor

2008 APR 29 PM 4 18

**Joanna Prukop**  
Cabinet Secretary  
**Reese Fullerton**  
Deputy Cabinet Secretary

**Mark Fesmire**  
Division Director  
Oil Conservation Division



April 29, 2008

Mark E. Fesmire, P.E., J.D.  
Director  
Oil Conservation Division  
1220 S. St. Francis Drive  
Santa Fe, NM 87505

Re: Case No. 14102: Application of Marbob Energy Corporation for an order authorizing a Centralized Waste Management Facility, Eddy County

Dear Mr. Fesmire:

The Oil Conservation Division concurs with the request of Marbob Energy Corporation to dismiss Case No. 14102 if the dismissal is with prejudice. Counsel for Marbob Energy Corporation concurs in the Division's request that the dismissal be with prejudice.

If dismissal with prejudice is unacceptable, please contact me immediately, because the Division will request that the matter proceed to hearing on the May 1, 2008 docket.

Sincerely,

A handwritten signature in black ink, appearing to read "Gail MacQuesten".

Gail MacQuesten  
OCD Attorney  
(505) 476-3451

Cc: Ocean Munds-Dry, fax 505 983-6043

