

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

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**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION,
THROUGH THE COMPLIANCE AND ENFORCEMENT MANAGER, FOR A
COMPLIANCE ORDER AGAINST POGO PRODUCING COMPANY FINDING
THE OPERATOR IN VIOLATION OF 19.15.1.40.A(2) NMAC AND IMPOSING
PENALTIES FOR THE KNOWING AND WILLFUL FAILURE TO COMPLETE
THE CORRECTIVE ACTION REQUIRED BY AGREED COMPLIANCE
ORDER 214; LEA COUNTY, NEW MEXICO.**

CASE NO. 14111

**ENTRY OF APPEARANCE AND
PRE-HEARING STATEMENT**

The Oil Conservation Division submits this amended entry of appearance and pre-hearing statement pursuant to OCD Rule 1211 [19.15.14.1211 NMAC] to identify additional witnesses, and revise the statement of the case to reflect newly-obtained information.

APPEARANCES

APPLICANT

Oil Conservation Division

APPLICANT'S ATTORNEY

Gail MacQuesten
Oil Conservation Division
Energy, Minerals and Natural
Resources Department
1220 S. St. Francis Drive
Santa Fe, NM 87505

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RESPONDENT

Pogo Producing Company

James Bruce
P.O. Box 1056
Santa Fe, NM 87504
Attorney for Pogo Producing Company

(505) 982-2043
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STATEMENT OF THE CASE

The Oil Conservation Division (OCD) seeks a compliance order against Pogo Producing Company (Pogo).

Pogo failed to comply with Agreed Compliance Order 214 (ACO 214) in that it failed to file corrected production reports for the Resler B #001 within 30 days after being notified in writing by the OCD that it would accept the filing of such reports. The OCD sent the written notification by letter dated February 4, 2008.

On March 28, 2008, after the 30-day deadline and after the filing of this application, the OCD received Pogo's corrected reports. The OCD is in the process of reviewing and entering those reports.

APPLICANT'S PROPOSED EVIDENCE

WITNESS:

ESTIMATED TIME:

Daniel Sanchez, Enforcement and Compliance
Manager

20 minutes

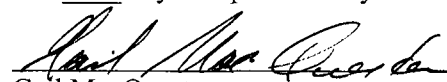
Jane Prouty, Automation and Records Bureau

10 minutes

PROCEDURAL MATTERS

Pogo has requested a continuance. The OCD does not object to a continuance in this matter, as it will allow the OCD time to review the reports Pogo submitted.

Respectfully submitted
this 10th day of April 2008 by




Gail MacQuesten
Oil Conservation Division
Energy, Minerals and Natural
Resources Department
1220 S. St. Francis Drive
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(505) 476-3451

Attorney for the Oil Conservation Division

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was e-mailed to James Bruce, attorney for Pogo Producing Company, this 10 th day of April 2008.


Gail MacQuesten