

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 ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST C W TRAINER PURSUANT TO NMSA 1978, SECTION 70-2-14(B) ORDERING C W TRAINER TO PLUG AND ABANDON ALL WELLS ITS OPERATES IN NEW MEXICO BY A DATE CERTAIN AND AUTHORIZING THE DIVISION TO PLUG SAID WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE IN THE EVENT OF NON-COMPLIANCE; LEA AND CHAVES COUNTIES, NEW MEXICO.

CASE 14103

APPLICANT'S ENTRY OF APPEARANCE AND
PRE-HEARING STATEMENT

The Oil Conservation Division submits this entry of appearance and pre-hearing statement pursuant to OCD Rule 1211 [19.15.14.1211 NMAC].

APPEARANCES

APPLICANT

Oil Conservation Division

APPLICANT'S ATTORNEY

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Energy, Minerals and Natural
Resources Department
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RESPONDENTS

C.W. Trainer
P.O. Box 754
Midland, TX 79702-0754

RESPONDENTS' ATTORNEY

Neither Respondent has entered an appearance at this time.

U.S. Specialty Insurance Company
13403 Northwest Freeway
Houston, TX 77040

STATEMENT OF THE CASE

Applicant seeks a compliance order against CW Trainer (Trainer) pursuant to NMSA 1978, Section 70-2-14(B) ordering Trainer to plug and abandon all the wells it operates in New Mexico by a date certain and allowing the Oil Conservation Division

(OCD) to plug the wells and forfeit the applicable financial assurance in the event of non-compliance.

§ 19.15.1.1 NMSA 1978, Section 70-2-14(B) provides that if an operator fails to comply with OCD rules, after notice and hearing the OCD may order any well plugged and abandoned by the operator or surety or both, and may forfeit the financial assurance if the order is not complied with.

Trainer is in violation of 19.15.13.1115 NMAC (failure to file monthly production reports), 19.15.3.101.B NMAC (failure to file financial assurances), 19.15.4.201 NMAC (failure to plug or temporarily abandon inactive wells), 19.15.4.202 NMAC (failure to remediate well sites within one year of plugging the wellbore), and 19.15.9.116.D NMAC (failure to clean up releases).

The OCD's attempts to obtain compliance from Trainer through 19.15.1.40 NMAC, a plugging order and an agreed compliance order have been unsuccessful.

APPLICANT'S PROPOSED EVIDENCE

WITNESS:	ESTIMATED TIME:
Daniel Sanchez, OCD Compliance Manager	30 minutes
Jane Prouty, Automation and Records	10 minutes

PROCEDURAL MATTERS

None.

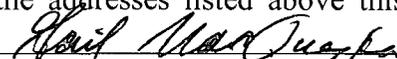
Respectfully submitted
this 21st day of March 2008 by


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 mailed to C. W. Trainer and U.S. Specialty Insurance Company at the addresses listed above this 21st day of March 2008.


Gail MacQuesten