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

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Prehearing Transcript

BEFORE: TERRY G. WARNELL, Technical Examiner
DAVID BROOKS, Legal Examiner
RICHARD EZEANYIM, Technical Examiner

May 15, 2008

Santa Fe, New Mexico

This matter came for hearing before the New Mexico Oil Conservation Division, DAVID BROOKS, Legal Examiner, TERRY G. WARNELL, Technical Examiner, and RICHARD EZEANYIM, Technical Examiner, on May 15, 2008, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South St. Francis Drive, Room 102, Santa Fe, New Mexico.

REPORTED BY: JOYCE D. CALVERT, P-03
Paul Baca Court Reporters
500 Fourth Street, NW, Suite 105
Albuquerque, New Mexico 87102

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1 MR. WARNELL: Let's go on the record here with
2 Docket 1608. Today is May 15. I'd like to read off the cases
3 that have been dismissed and or continued, and we'll go from
4 there.

5 So starting with Case No. 14117, it is continued to
6 July 10th.

7 Case No. 14005 has been dismissed.

8 On the backside, Case No. 14111 has been dismissed.

9 Down at the bottom of the page, Case No. 14120 has
10 been dismissed.

11 Next page, Case No. 14024 is continued to May 29th.

12 Case No. 14062 is continued to June 12th.

13 Next page, Case No. 14123, 14124 and Case No. 14099
14 are all continued to May 29th.

15 At the bottom, Case No. 14127 is dismissed.

16 Next page, Case No. 14100 and 14101 have been
17 dismissed.

18 And at the bottom there, Case No. 14136, which was an
19 emergency order, has been continued to June 12th.

20 Are there any other known continuances or dismissals
21 or anything that we've missed? Anything that --

22 Mr. Bruce, Case 1³940, and Ms. Munds-Dry? Is there
23 anything we need to say about that case maybe on the record?
24 It's been continued now 17 times, I believe.

25 MR. BRUCE: I'm surprised it's that few. They were

1 awaiting -- I was informed, I think, yesterday, by my client,
2 that the well has been plugged, which is the relief that Yates
3 was seeking.

4 Now, I don't think the final plugging report has been
5 filed, and I don't think Yates would want to dismiss it until
6 that time.

7 MS. MUNDS-DRY: Mr. Ezeanyim, our only concern is we
8 want to make sure the plugging report has been filed and the
9 lands have, in fact, have been claimed so that all the rules
10 have been complied with, just out of a matter of caution, just
11 to make sure. So, we would beg your mercy for a continuance
12 and maybe Mr. Bruce could give us an idea of what would be a
13 reasonable period of time.

14 MR. BRUCE: Why don't we shoot for a month at this
15 point. But the well has been plugged. We're just waiting for
16 the final reports.

17 MR. WARNELL: Very good. We'll go on the record as
18 being one month out.

19 MS. MUNDS-DRY: Thank you, Mr. Examiner.

20 MR. BROOKS: That would be June the 12th.

21 MS. MUNDS-DRY: I believe that would be June 12th.

22 MR. WARNELL: Thank you. Very well, then, I've done
23 the math on our docket, and that leaves us with seven cases.
24 So for the last two cases we hear today, Will Jones will come
25 down and take care of those two cases. Mr. Bruce, they're not

1 yours.

2 Let me give you the order. The two cases that Will
3 will be doing are Case -- my crib sheet number two --
4 Case 14122 and Case 14128. Those two cases Will Jones will do
5 at the end of the day. And I'm not sure when the end of the
6 day will be.

7 So let's go back and get in order, then. Let me give
8 you a rundown of the cases. Case one, two and three, in that
9 order, will be Case 14121, Case 14118, and Case 14119. We'll
10 do those three cases and then probably take a short break.

11 And then we'll reconvene, Mr. Bruce, and do your two
12 Apache cases, the 125 and 126, more or less, together.

13 MR. BRUCE: Okay.

14 MR. WARNELL: And then we'll take another break and
15 that's when we'll get Mr. Jones down here for the last two
16 cases.

17 [Hearing concluded.]

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I do hereby certify that the foregoing is
a complete record of the proceedings in
the Examiner hearing of Case No. _____,
heard by me on _____.

TW, Examiner
Oil Conservation Division

REPORTER'S CERTIFICATE

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I, JOYCE D. CALVERT, Provisional Court Reporter for the State of New Mexico, do hereby certify that I reported the foregoing proceedings in stenographic shorthand and that the foregoing pages are a true and correct transcript of those proceedings and was reduced to printed form under my direct supervision.

I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or attorneys in this case and that I have no interest in the final disposition of this proceeding.

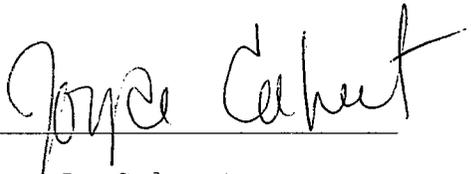


JOYCE D. CALVERT
New Mexico P-03
License Expires: 7/31/08

1 STATE OF NEW MEXICO)
2 COUNTY OF BERNALILLO)

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4 I, JOYCE D. CALVERT, a New Mexico Provisional
5 Reporter, working under the direction and direct supervision of
6 Paul Baca, New Mexico CCR License Number 112, hereby certify
7 that I reported the attached proceedings; that pages numbered
8 1-4 inclusive, are a true and correct transcript of my
9 stenographic notes. On the date I reported these proceedings,
10 I was the holder of Provisional License Number P-03.

11 Dated at Albuquerque, New Mexico, 15th day of
12 May, 2008.

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