



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

Joanna Prukop
Cabinet Secretary
Reese Fullerton
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



August 28, 2008

Richard Ezeanyim, Hearing Examiner
EMNRD-OCD
1220 S. St. Francis Drive,
Santa Fe, NM 87505

Hand-delivered

Re: Case 14107, Xeric Oil & Gas Corp. – West Pearl Queen #301

Dear Mr. Ezeanyim:

The above-referenced matter is currently scheduled to be heard on September 4, 2008 at 8:15 a.m. The parties are currently engaged in discussions and are hopeful that a resolution can be reached without the need for a full hearing. The OCD therefore requests that the matter be continued to **October 2, 2008** to allow the parties additional time to address the issues raised by the Application and attempt to come to a resolution. Opposing counsel joins in this request.

Sincerely,

Mikal Altomare
Assistant General Counsel

CC:

Via Email:

Ocean Munds-Dry, Esq.
Holland & Hart, LLC
Omundsdry@hollandhart.com

In-House EC:

Daniel Sanchez, Compliance and Enforcement Manager
Chris Williams, Supervisor, Hobbs District Office
Buddy Hill, OCD Enforcement Officer
Gail MacQuesten, Assistant General Counsel

2008 AUG 28 PM 1 56
RECEIVED

