

Brooks, David K., EMNRD

From: Brooks, David K., EMNRD
Sent: Wednesday, April 15, 2009 3:55 PM
To: 'Tommy Roberts'
Subject: RE: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Dear Mr. Roberts

I have located the affidavit of Briana Campbell in the case file. I will analyze in connect with my overall review of the file, and if we need anything else, I will advise you.

Thanks for your assistance.

Sincerely

David K. Brooks
Legal Examiner

From: Tommy Roberts [mailto:troberts@btrob.com]
Sent: Wednesday, April 15, 2009 2:57 PM
To: Brooks, David K., EMNRD
Subject: FW: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Mr. Brooks,

Merrion's file applicable to Case No. 14162 contains a letter to the NMOCD dated September 12, 2008 pursuant to which George Sharpe, Manager of Oil and Gas Development for Merrion, advised that Merrion was submitting the Affidavit of Briana Campbell to supplement the existing record in the case. That Affidavit, which was enclosed with the letter, addresses the notification issues raised by the Examiner at the original hearing in this case held on August 21, 2008. The Affidavit had four (4) exhibits attached to it, all of which were enclosed with the letter. I am assuming that all of this information is in the NMOCD file applicable to this case (or, possibly, in the file for Case No. 14163), but if not, please advise and Merrion will re-send. Assuming that the NMOCD file is complete, I would appreciate the issuance of an appropriate Order as soon as possible.

Thank you,

Tommy Roberts

From: Tommy Roberts
Sent: Wednesday, April 15, 2009 2:33 PM
To: 'Brooks, David K., EMNRD'
Subject: RE: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

I will take care of it.

Tommy Roberts

From: Brooks, David K., EMNRD [mailto:david.brooks@state.nm.us]
Sent: Wednesday, April 15, 2009 1:49 PM
To: Tommy Roberts
Subject: RE: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Dear Mr. Roberts

Please furnish a supplemental affidavit of notice indicating to whom notice was given and when, so we will have a complete record in this case.

Upon receipt to the supplemental affidavit, we will proceed to prepare an order.

Thanks
David K. Brooks
Legal Examiner

From: Tommy Roberts [mailto:troberts@btrob.com]
Sent: Wednesday, April 15, 2009 11:55 AM
To: Brooks, David K., EMNRD
Subject: RE: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Mr. Brooks,

Merrion's applications for compulsory pooling in Case Nos. 14162 and 14163 were heard by the NMOCD at the same time and subsequent to the introduction of testimony and evidence in support of the applications the cases were continued in order to allow Merrion to deal with issues raised regarding the adequacy of notice. The notice issues were handled and the NMOCD subsequently issued an order in Case No. 14163. Case No. 14162 has remained open due to the objection filed by Richardson Operating Company. Now that the Richardson dispute has been resolved and it has withdrawn its objection, Merrion requests the NMOCD enter its order based on the testimony and evidence that is in the record. Please advise if you believe the record needs to be supplemented in any way.

Tommy Roberts

From: Brooks, David K., EMNRD [mailto:david.brooks@state.nm.us]
Sent: Tuesday, April 14, 2009 4:41 PM
To: Tommy Roberts
Cc: Davidson, Florene, EMNRD
Subject: Case No. 14162; Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Dear Mr. Roberts

This case was heard on August 21, 2008, but was continued to September 18, 2008, in order that additional potential parties could be notified.

Thereafter Richardson Operating Company filed an objection. The case was continued numerous times. However, on January 28, 2009, Richardson Operating Company wrote to the Division withdrawing its objection.

The case was last called on the March 31, 2009 docket. However no one appeared for the applicant or any other party.

Please advise if this case should be re-set on the docket or dismissed.

Sincerely

David K. Brooks
Legal Examiner
505-476-3450