



**MONTGOMERY
& ANDREWS**

J. SCOTT HALL

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June 30, 2009

HAND DELIVERED

Florene Davidson
New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

**Re: NMOCD Case No. 14339: In Re Application of OGX Resources, LLC
for Approval of a Salt Water Disposal Well, Eddy County, New Mexico**

Dear Ms. Davidson:

Enclosed for filing on behalf of Oxy USA, Inc. are the originals and two copies each of Oxy's Entry of Appearance and its Motion for Continuance in the above-referenced matter.

Also enclosed is a copy for endorsement and return. Thank you.

Very truly yours,

Karen Williams
Assistant to J. Scott Hall

:kw
Enclosures
cc: William F. Carr, Esq. (via facsimile)

00102663

REPLY TO:

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

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2009 JUN 30 P 1:36

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

CASE NO. 14339

APPLICATION OF OGX RESOURCES, LLC FOR
APPROVAL OF A SALT WATER DISPOSAL WELL,
EDDY COUNTY, NEW MEXICO

ENTRY OF APPEARANCE

Comes now Oxy USA, Inc., by and through its undersigned attorneys, Montgomery & Andrews, P.A., (J. Scott Hall) and hereby enters its appearance in the above matter.

MONTGOMERY & ANDREWS, P.A.

By: J. Scott Hall

J. Scott Hall
Attorneys for Oxy USA, Inc.,
Post Office Box 2307
Santa Fe, New Mexico 87504-2307
(505) 982-3873

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was faxed to counsel of record on the 30th day of June, 2009 as follows:

William F. Carr, Esq.
Holland and Hart LLP
P.O. Box 2208
Santa Fe, NM 87504
Fax: (505) 983-6043

J. Scott Hall
J. Scott Hall

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

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**IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:**

2009 JUN 30 P 1: 36

CASE NO. 14339

**APPLICATION OF OGX RESOURCES, LLC FOR
APPROVAL OF A SALT WATER DISPOSAL WELL,
EDDY COUNTY, NEW MEXICO**

MOTION FOR CONTINUANCE

Oxy USA, Inc. ("Oxy"), through its counsel, Montgomery and Andrews, P.A. (J. Scott Hall), moves the Division enter its order continuing the July 9, 2009 Examiner hearing on OGX Resources LLC's Application in this matter to the July 23, 2009 hearing docket or to such other date the parties may agree. In support, Oxy states:

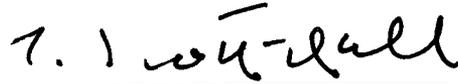
1. OGX seeks to re-enter and convert for salt water disposal the Latham Federal Well No. 1 located 1980' FSL and 1800' FEL in Section 15, T25S R29E in Eddy County.
2. Although it owns a 50% interest in the federal oil and gas lease where the Latham Federal Well No. 1 is located, Oxy was not notified of OGX's application. OGX does not have an interest in the subject lands and does not otherwise appear to have the right to utilize the Latham Federal Well No. 1 wellbore.
3. The undersigned counsel for Oxy will be out of town on July 9th. In addition, Oxy's representative is also unavailable to attend the hearing on that date. As a consequence, Oxy will incur prejudice if the hearing is not continued.
4. We respectfully request a quick ruling on this motion as it may be necessary for Oxy to retain other counsel in the event the hearing is not continued. We have been

unable to communicate with Applicant's counsel to obtain concurrence with this motion.

Respectfully Submitted,

MONTGOMERY & ANDREWS, P.A.

By:



J. Scott Hall

Attorneys for Oxy USA, Inc.

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