



August 31, 2009

VIA HAND DELIVERY

Mark E. Fesmire, P.E.
Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

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Re: Case Nos. 14368, 14369, 14370 and 14372: Applications of Cimarex Energy Co. for non-standard spacing and proration units and compulsory pooling, Chaves County, New Mexico.

Dear Mr. Fesmire:

On August 27th, we filed Motions to Dismiss the above referenced cases on behalf of Fuel Products, Inc., Pear Resources and Me-Tex Supply Co. I have reviewed these motions with James Bruce, attorney for Cimarex Energy Co. Mr. Bruce and I agree that the most efficient way to proceed with these applications is to request that the motions be argued to the Division on September 3, 2009 and that the cases be continued to the September 17, 2009 examiner hearing docket. Mr. Bruce concurs in this request.

Your attention to this request is appreciated.

Very truly yours,

William F. Carr

cc: James Bruce, Esq.
Mr. Richard Ezeanyim
Mr. Terry G. Warnell
Mr. Tom Beall
Mr. Jerry Gahr
Mr. Mark Veteto