

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

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REPORTER'S TRANSCRIPT OF PROCEEDINGS  
PRE-HEARING TRANSCRIPT

BEFORE: DAVID K. BROOKS, Presiding Examiner  
TERRY G. WARNELL, Technical Examiner  
WILLIAM V. JONES, Technical Examiner

August 20, 2009

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID K. BROOKS, Presiding Examiner, WILLIAM V. JONES, Technical Examiner, and TERRY G. WARNELL, Technical Examiner, on Thursday, August 20, 2009, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South St. Francis Drive, Room 102, Santa Fe, New Mexico.

REPORTED BY: Jacqueline R. Lujan, CCR #91  
Paul Baca Professional Court Reporters  
500 Fourth Street, N.W., Suite 105  
Albuquerque, NM 87103 505-843-9241

1 MR. BROOKS: Good morning, ladies and  
2 gentlemen. It is somewhat after 8:15, and this is Docket  
3 Number 24-09, the Oil Conservation Division. I'm David  
4 Brooks, the presiding examiner. With me are our  
5 technical advisors, Terry Warnell and William Jones.

6 First we will announce the continuances and  
7 dismissals. Case Number 14320 is continued -- this is  
8 the first page. Case Number 14320 is continued to  
9 October 1st; Case Number 14282 is continued to September  
10 the 17th; Case Number 14343 is continued to September the  
11 3rd; Case Number 14360 is continued to September the 3rd;  
12 Case Number 14344 is continued to September the 17th.

13 Page 3, Case Number 14345 is continued to  
14 September 17th; Case Number 14350 is continued to  
15 September the 3rd; Case Number 14351 is continued to  
16 September the 3rd; Case Number 14352 is continued to  
17 September the 3rd; Case Number 14362 is continued to  
18 September the 17th; Case Number 14363 is continued to  
19 September the 17th; Case Number 14361 is continued to  
20 September the 17th.

21 On page 5, Case Number 14365 is dismissed by  
22 order of the Division; Case Number 14366 was dismissed by  
23 order of the Division; Case Number 14353 is continued to  
24 September the 17th; Case Number 14354 is continued to  
25 September the 17th; Case Number 14173 is continued to

1 September the 17th.

2 On page 6, Case Number ~~14329~~ is continued to  
3 September the 17th. Are there any corrections or  
4 additions to the continuances or dismissals?

5 MR. BRUCE: Mr. Examiner, on page 6, the  
6 Mack Energy case, 14357, that is --

7 MR. BROOKS: 14357? That's Number 24?

8 MR. BRUCE: Yes, sir. That is Mr. Carr's  
9 case, and he is not here today. I entered an appearance  
10 for Cimarex Energy Company, and we were both told that  
11 the parties had worked out or were working out their  
12 differences. I suppose at this time, if I could, I'd  
13 just request a two-week continuance.

14 MR. BROOKS: Okay. I have not received  
15 anything from Mr. Carr, or, if I have, I have overlooked  
16 it, which is also a possibility. But anyway, based on  
17 that representation, and unless Mr. Carr appears here  
18 before the end of the hearing, Case Number 14357 will be  
19 continued to September the 3rd.

20 MR. HALL: On page 4, you referred to case  
21 14361.

22 MR. WARNELL: It should have been 364.

23 MR. HALL: That is what I wanted to  
24 clarify.

25 MR. BROOKS: Which number is that?

1 MR. HALL: Sixteen.

2 MR. BROOKS: Sixteen? That's on page 4?

3 MR. HALL: Yes.

4 MR. BROOKS: Case Number 14364 was  
5 continued to September 17th; is that correct? Okay.

6 Case Number 14364 is continued to September the 17th.

7 Any other revisions, corrections, additions?

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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 8-20-09  
David K. Bush Examiner,  
Oil Conservation Division

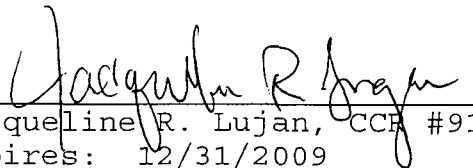
## REPORTER'S CERTIFICATE

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I, JACQUELINE R. LUJAN, New Mexico CCR #91, DO  
HEREBY CERTIFY that on August 20, 2009, proceedings in  
the above captioned case were taken before me and that I  
did report in stenographic shorthand the proceedings set  
forth herein, and the foregoing pages are a true and  
correct transcription to the best of my ability.

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

WITNESS MY HAND this 4th day of September,  
2009.

  
Jacqueline R. Lujan, CCR #91  
Expires: 12/31/2009