



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

2009 MAY 27 PM 2:04

Joanna Prukop
Cabinet Secretary
James Noel
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



May 27, 2009

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

Hand-delivered

Re: Case 14321, Kevin O. Butler & Assoc., Inc. [OGRID 12627]. – Inactive Wells & Financial Assurance Noncompliance

Dear Mr. Ezeanyim:

The above-referenced matter is currently scheduled to be heard on June 2, 2009 at 8:15 a.m. The parties are currently engaged in discussions and are considering the possibility that a resolution can be reached without the need for a full hearing. The OCD therefore requests that the matter be continued to **July 23, 2009** to allow the parties additional time to address the issues raised by the Application and attempt to come to a resolution. Kevin O. Butler & Associates, Inc. joins in this request.

Sincerely,

Mikal Altomare
Assistant General Counsel

CC:

Via Email:

Kevin O. Butler
Kevin O. Butler & Assoc., Inc.
KEVNBUTLR@aol.com

Carter Copeland
MTI Energy
Carter.copeland@comcast.net

In-House EC:

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

Oil Conservation Division * 1220 South St. Francis Drive
* Santa Fe, New Mexico 87505

* Phone: (505) 476-3440 * Fax (505) 476-3462* <http://www.emnrd.state.nm.us>

