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W. THOMAS KELLAHIN*

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES-OIL AND GAS LAW

JASON KELLAHIN (RETIRED 1991)

August 29, 1995

HAND DELIVERED

RECEIVED

AUG 29 1995

Oil Conservation Division

Mr. William J. LeMay, Chairman
Oil Conservation Commission
310 Old Santa Fe Trail
Santa Fe, New Mexico 87501

Re: REQUEST FOR HEARING DE NOVO ORDER R-5771-D

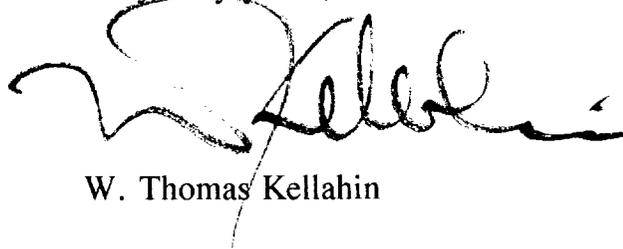
NMOCD CASE 11334

***Application of Phillips Petroleum Company
for a Determination in Accordance with
Section 70-2-33(H), NMSA (9178) of the
proportionate share of recoverable
hydrocarbons and for the adoption of
a special oil allowable for the South
Peterson-Fusselman Pool,
Roosevelt County, New Mexico***

Dear Mr. LeMay:

On behalf of Phillips Petroleum Company, please find enclosed our request for a Hearing DeNovo before the New Mexico Oil Conservation Commission of the referenced order entered in this case on July 31, 1995.

Very truly yours,



W. Thomas Kellahin

cc: ***Michael E. Stogner, OCD-Hearing Examiner***
cc: ***William F. Carr, Esq., Esq.***
cc: ***Phillips Petroleum Company***
Attn: Reese B. Copeland, Esq.

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

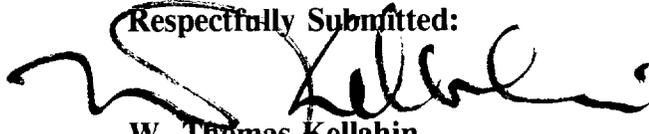
**APPLICATION OF PHILLIPS PETROLEUM COMPANY CASE NO. 11334
FOR A DETERMINATION IN ACCORDANCE WITH
SECTION 70-2-33(H) NMSA (1978) OF THE
PROPORTIONATE SHARE OF RECOVERABLE
HYDROCARBONS AND FOR THE ADOPTION OF
A SPECIAL OIL ALLOWABLE FOR THE SOUTH
PETERSON-FUSSELMAN POOL,
ROOSEVELT COUNTY, NEW MEXICO**

ORDER NO. R-5771-D

**PHILLIPS PETROLEUM COMPANY'S
REQUEST FOR A DE NOVO HEARING
BEFORE THE
NEW MEXICO OIL CONSERVATION COMMISSION**

Comes now Phillips Petroleum Company, a party of record before the New Mexico Oil Conservation Division in Case 11334 adversely affected by Division Order R-5771-D entered July 31, 1995, by its attorneys Kellahin & Kellahin and pursuant to Section 70-2-13 NMSA-1978, hereby requests that the New Mexico Oil Conservation Commission hold a HEARING DENOVO in this matter.

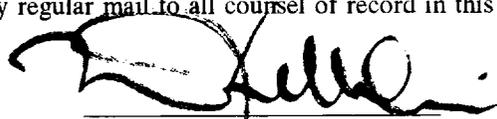
Respectfully Submitted:



W. Thomas Kellahin
Kellahin & Kellahin
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Santa Fe, New Mexico 87501
(505) 982-4285

CERTIFICATE OF MAILING

I, W. Thomas Kellahin, hereby certify that on this 29th day of August, 1995, I caused to be provided a copy of the foregoing pleading by regular mail to all counsel of record in this matter.



W. Thomas Kellahin