

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

IN THE MATTER OF THE HEARING CALLED BY)
THE OIL CONSERVATION DIVISION FOR THE)
PURPOSE OF CONSIDERING:) CASE NO. 11,604
)
APPLICATION OF SUNCO TRUCKING WATER) ORIGINAL
DISPOSAL COMPANY FOR A SHOW CAUSE)
HEARING AS TO WHY IT SHOULD NOT BE FINED)
FOR VIOLATION OF OIL CONSERVATION)
DIVISION RULE 711, SAN JUAN COUNTY,)
NEW MEXICO)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

December 5th, 1996

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, December 5th, 1996, at the New Mexico Energy, Minerals and Natural Resources Department, Porter Hall, 2040 South Pacheco, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

* * *

I N D E X

December 5th, 1996
Examiner Hearing
CASE NO. 11,604

PAGE

REPORTER'S CERTIFICATE

5

* * *

A P P E A R A N C E S

FOR THE DIVISION:

RAND L. CARROLL
Attorney at Law
Legal Counsel to the Division
2040 South Pacheco
Santa Fe, New Mexico 87505

* * *

1 WHEREUPON, the following proceedings were had at
2 10:52 a.m.:

3 EXAMINER STOGNER: I'll call Case Number 11,604,
4 which is the Application of Sunco Trucking Water Disposal
5 Company for a show cause hearing as to why it should not be
6 fined for violations of Oil Conservation Division Rule 711.

7 I'll call for appearances.

8 MR. CARROLL: May it please the Examiner, my name
9 is Rand Carroll, appearing on behalf of the Division. I'd
10 like to make a statement in this case also.

11 I will bring it to the Examiner's attention that
12 this caption should actually be the Application of the OCD
13 for a show-cause hearing, because Sunco does not want to
14 bring a hearing as to why it should not be fined.

15 EXAMINER STOGNER: Should this matter be
16 readvertised, then, Mr. Carroll?

17 MR. CARROLL: No, I'm not asking that it be
18 readvertised; I'm asking that it be continued to the
19 December 19th hearing.

20 The Division has come to an agreement with Sunco
21 Trucking wherein Sunco admits to the violations which gave
22 rise to the \$5000 fine, but the Division has agreed with
23 Sunco, Sunco can perform an educational program that will
24 cost Sunco at least \$5000.

25 Sunco has agreed to the form of the order, and I

1 would just ask two weeks in order to submit an order to the
2 Division, which is signed off by Sunco. So it's just a
3 matter of getting their signature on the order that we
4 request to be issued in this case.

5 EXAMINER STOGNER: Thank you, Mr. Carroll.

6 If nobody else has anything further in Case
7 Number 11,604, then this matter will be continued to the
8 Examiner hearing scheduled for December the 19th.

9 (Thereupon, these proceedings were concluded at
10 10:55 a.m.)

11 * * *

12
13
14
15
16
17
18
19
20
21
22
23
24
25

12/5/96
11604
5 December 1996
Michael Stogner
Oil Conservation Division

