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August 8, 2002

Mr. Michael Stogner  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Re: NMOCD Case No. 12888; Application of the Fruitland Coalbed Methane Committee

Dear Mr. Stogner:

Mr. Kellahin, Mr. Carr and I have had the opportunity to confer on the need to extend the deadline for submitting draft orders in the above matter. I believe we are all in agreement with the proposal set out in Mr. Kellahin's August 5, 2002 letter that your decision on the Burlington Motion to Compel should determine the deadline. Accordingly, draft orders will be submitted within ten days from either (1) the time Phillips produces additional data, if ordered to do so, or (2) the denial of the Burlington motion.

Very truly yours,



J. Scott Hall

CC AUG-9 PM 11:02  
CL 66-1-10-10-02

Mr. Michael Stogner

August 8, 2002

Page 2

cc: David Brooks, Esq.  
Attorney for the Division  
William E. Carr, Esq.  
Attorney for BP Amoco  
W. Thomas Kellahin, Esq.  
Attorney for Burlington Resources  
Mr. Steve Hayden  
Committee Chairman  
James Bruce, Esq.  
Attorney for Cross Timbers  
John A. Dean, Esq.  
Attorney for Dugan Production Corporation  
Mr. Jim Ball  
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RECOGNIZED SPECIALIST IN THE AREA OF  
NATURAL RESOURCES-OIL AND GAS LAW

JASON KELLAHIN (RETIRED 1991)

August 5, 2002

**VIA FACSIMILE**

Mr. Michael E. Stogner  
Hearing Examiner  
Oil Conservation Division  
1220 South Saint Francis Drive  
Santa Fe, New Mexico 87505

**Re: NMOCD Case 12888**  
***Application of Fruitland Coalbed Methane***  
***Study Committee to amend rules for the***  
***Basin-Fruitland Coal Gas***

Dear Mr. Stogner:

On July 10, 2002, at the conclusion of the hearing of the referenced case, you announced that draft orders should be submitted to you within ten days of the date the hearing transcript was filed, but that for good cause, you might change the date. On August 1, 2002, the rehearing transcript was filed, containing some 500 pages.

On July 16, 2001, on behalf of Burlington Resources Oil & Gas Company LP, I filed a motion seeks an order compelling Phillips Petroleum Company ("Phillips") to comply with your decision made during the hearing requiring Phillips to produce their drainage calculations. On July 26, 2002, Mr. Hall filed an response for Phillips. This matter is now ready for your decision.

I request that the deadline for filing draft orders be extended until after you decide the Motion to Compel. If you agree with my motion, then I would like to file rebuttal exhibits within 10 days of the date Phillips produces the data followed thereafter by a draft order. If you rule for Phillips, then I will file Burlington's rebuttal exhibits and a draft order within 10 days of your decision.

Very truly yours,



W. Thomas Kellahin

cc: David Brooks, Esq.  
Attorney for the Division  
J. Scott Hall, Esq.  
Attorney for Phillips Petroleum Company  
William F. Carr, Esq.  
Attorney for BP Amoco  
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Committee Chairman  
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