

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION COMMISSION
FOR THE PURPOSE OF CONSIDERING:

APPLICATION OF THE NEW MEXICO OIL
CONSERVATION DIVISION FOR REPEAL
OF EXISTING RULE 50 CONCERNING PITS
AND BELOW GRADE TANKS AND ADOPTION
OF A NEW RULE GOVERNING PITS, BELOW
GRADE TANKS, CLOSED LOOP SYSTEMS AND
OTHER ALTERNATIVE METHODS TO THE
FOREGOING, AND AMENDING OTHER RULES
TO MAKE CONFORMING CHANGES; STATEWIDE.

CASE NO. 14015
Order No. R-12819

ORDER

The Chair of the New Mexico Oil Conservation Commission (Commission) has received a request to continue the hearing in this matter scheduled to begin on October 22, 2007. The Chair has considered the request, finds the arguments generally unpersuasive, but recognizes that some additional time to prepare for the hearing will serve the needs of administrative efficiency and orders as follows:

The hearing will begin as scheduled on October 22, 2007, at which time the parties shall present their opening statements. The hearing will then be recessed and reconvene on November 5, 2007 at 9:00 a.m. and will continue thereafter as needed to complete the hearing.

Any person, other than the applicant or a commissioner, recommending modifications to the proposed rule change shall no later than 5:00 p.m. on Monday, October 22, 2007, file recommended modifications conforming to the requirements of Subsection C of 19.15.14.1204 NMAC with Florene Davidson, the commission clerk. Any person who intends to submit technical testimony or cross-examine witnesses at the hearing shall submit six copies of the pre-hearing statement conforming to the requirements of 19.15.14.1204 NMAC including six sets of all exhibits the person will offer in evidence at the hearing to the commission clerk by no later than 5:00 p.m. on Monday, October 29, 2007. Any person wishing to submit written comments on the proposed rule change shall submit those comments to the commission clerk by no later than 5:00 p.m. on Monday, October 29, 2007. Proposed modifications, pre-hearing statements and exhibits and written comments may be hand-delivered or mailed to Ms. Davidson at 1220 South Saint Francis

Drive, Santa Fe, NM 87505. Proposed alternatives or written comments may also be faxed to Ms. Davidson at (505) 476-3462.

DONE at Santa Fe, New Mexico on the 5th day of October, 2007.



SEAL

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

A handwritten signature in black ink, appearing to read "Mark E. Fesmire".

MARK E. FESMIRE, P.E., Chair