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. 14372 ORDER NO. R-13165-D

APPLICATION OF CIMAREX ENERGY CO. FOR APPROVAL OF A NON-STANDARD OIL SPACING AND PRORATION UNIT AND COMPULSORY POOLING, CHAVES COUNTY, NEW MEXICO.

ORDER OF THE DIVISION

BY THE DIVISION:

This case came on for hearing at 8:15 a.m. on January 7, 2010, at Santa Fe, New Mexico, before Examiner Terry Warnell.

NOW, on this 8th day of January, 2010, the Division Director, having considered the record and the recommendations of the Examiner,

FINDS THAT:

The applicant has requested its case be dismissed without prejudice.

IT IS THEREFORE ORDERED THAT:

Case No. 14372 is hereby dismissed without prejudice.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated

STATE OF NEW MEXICO OIL CONSERVATION DIVISION

MARK E. FESMIRE, P.E.

Director