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

APPLICATIONS OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING AND APPROVAL OF AN OVERLAPPING HORIZONTAL WELL SPACING UNIT, EDDY COUNTY, NEW MEXICO

Case No. 22093 Case No. 22349

APPLICATIONS OF ASCENT ENERGY, LLC FOR A HORIZONTAL SPACING UNIT AND COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO Case No. 22112 Case No. 22184

APPLICATIONS OF ALPHA ENERGY PARTNERS, LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO

Case No. 22171 Case No. 22172 Case No. 22408

JOINT MOTION TO VACATE PRE-HEARING ORDER

The Applicants in the above referenced matters jointly move the Division to vacate the pre-hearing order setting these cases for a contested hearing on June 2, 2022, and respectfully request leave to file an unopposed motion to continue the cases to the August 18, 2022, docket, pursuant to an amended pre-hearing order provided by the Division.

Based on the entry of Matador Production Company as the applicant supplanting Ascent Energy, LLC, parties are re-engaged in settlement efforts for development of the affected acreage, which is near the City of Carlsbad and the Division's Brine Well remediation efforts. Additional time for discussion presents no prejudice to the Applicants and none of the other parties that have appeared in these matters object to this request.

Submitted by:

ABADIE & SCHILL, PC

By: <u>/s/ Darin C. Savage</u>

Darin C. Savage 214 McKenzie Street Santa Fe, New Mexico 87501 Telephone: 970.385.4401 Facsimile: 970.385.4901 darin@abadieschill.com *Attorneys for Matador Production Company And MRC Permian Company*

HOLLAND & HART, LLP

By: <u>Signature concurred by email</u> Michael H. Feldewert Post Office Box 2208 Santa Fe, New Mexico 87504 (505) 988-4421 mfeldewert@hollandhart.com *Attorney for Mewbourne Oil Company*,

and

HINKLE SHANOR LLP

By: <u>Signature concurred by email</u> Dana S. Hardy P.O. Box 2068 Santa Fe, NM 87504-2068 Phone: (505) 982-4554 Fax: (505) 982-8623 dhardy@hinklelawfirm.com *Attorney for Alpha Energy Partners, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2022, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Deana Bennett Post Office Box 2168 500 Fourth Street NW, Suite 1000 Albuquerque, NM 87103-2168 Telephone: 505.848.1800 dmb@modrall.com

Attorney for the City of Carlsbad

Jesse Tremaine Assistant General Counsels New Mexico Energy Minerals and Natural Resources Department 1220 S. St. Francis Drive Santa Fe, New Mexico 87505 (575) 741-1231 (505) 231-9312 jessek.tremaine@state.nm.us

Attorney for the New Mexico Oil Conservation Division

/s/ Darin C. Savage

Darin C. Savage