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

APPLICATION OF COLGATE OPERATING, LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

> CASE NO. 21744 (de novo) Division Order No. R-21575 Division Case No. 21629

APPLICATIONS OF CIMAREX ENERGY CO. FOR HORIZONTAL SPACING AND PRORATION UNITS AND COMPULSORY POOLING EDDY COUNTY, NEW MEXICO.

CASE NO. 22018-22019

UNOPPOSED MOTION FOR CONTINUANCE

Colgate Operating, LLC ("Colgate") moves the Commission to continue the abovereferenced matters to a status conference at the regularly scheduled Commission meeting on November 9, 2023. In support, Colgate states the following.

- 1. The Commission reset its September 14, 2023 Commission meeting to September 7, 2023 and set these matters for a status conference on that date; however, September 7 is the same day as the Division's regularly scheduled hearing docket.
- 2. Counsel for Colgate and Cimarex have numerous cases on the Division's September 7 hearing docket, creating a timing conflict that will make it difficult for counsel to appear at a status conference in these matters on the same date.
- 3. In addition, Mewbourne Oil Company recently filed compulsory pooling applications with the Division under Case Nos. 23688-23691 that purport to compete with Colgate's approved Division Order No. R-21575, which is the subject of this de novo proceeding. Those applications are set for a contested Division hearing on September 21, 2023.

- 4. Continuing these matters to a status conference on November 7, 2023 will avoid the timing conflict on September 7 and will provide time for the recently filed Mewbourne applications to be initially addressed by the Division.
 - 5. Counsel for Cimarex does not oppose this motion.
- WHEREFORE, Colgate respectfully requests that the Commission grant this 6. motion and that Case Nos. 21744 and 22018 and 22019 be continued to a status conference at the Commission's November 9, 2023 meeting.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2023, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

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