

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

2009 OCT 15 PM 1 30

**IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF HEARING:**

**APPLICATION OF MATRIX NEW MEXICO
HOLDINGS, LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE 13357

PRE-HEARING STATEMENT

**Chesapeake Operating, Inc. submits this pre-hearing statement as required by the
New Mexico Oil Conservation Division.**

APPEARANCES OF THE PARTIES

APPLICANT

ATTORNEY

Martix New Mexico Holdings, LLC

Paul Owen, Esq.

OPPONENTS

ATTORNEY

**Chesapeake Operating, Inc.
Chesapeake Permian, L.P.
Concho Resources, Inc.
Steve W. Horn
6100 N. Western Ave
Oklahoma City, OK 73118
Attn: Lynda Townsend
405-879-9414**

**Thomas Kellahin, Esq.
P.O. Box 2265
Santa Fe, New Mexico 87501
505-982-4285**

**Land Services, Inc.
Cogent Exploration, Ltd.**

James Bruce, Esq.

STATEMENT OF THE CASE

OPPONENTS:

Chesapeake Operating, Inc. will submit evidence to demonstrate that Matrix has failed to comply with Division's rules and procedures has more fully set forth in Chesapeake's Motion to Dismiss, attached here to and incorporated by reference.

PROPOSED EVIDENCE

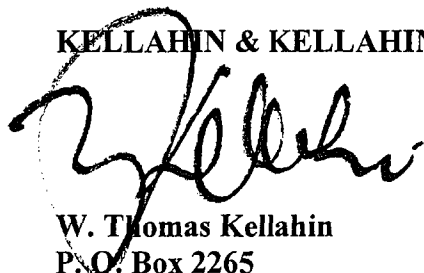
APPLICANT

WITNESSES	EST. TIME	EST. EXHIBITS
Lynda Townsend (landman)	20-30 min	about 8

PROCEDURAL MATTERS

Chesapeake's Motion to Dismiss, filed concurrently with this Pre-Hearing Statement

KELLAHIN & KELLAHIN



W. Thomas Kellahin
P.O. Box 2265
Santa Fe, New Mexico 87504
Phone 505-982-4285
Fax 505-982-2047
E-mail: tkellahin@aol.com

CERTIFICATE OF SERVICE

I certify that on October 15, 2004, I served a copy of the foregoing documents by:

☐ US Mail, postage prepaid

☐ Hand Delivery

☒ Facsimile

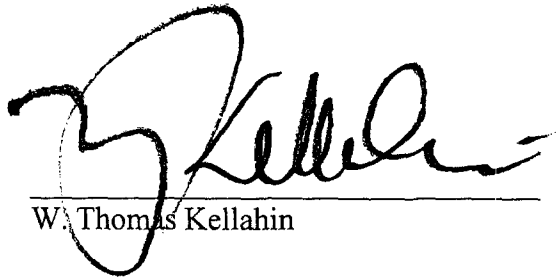
to the following:

Paul Owen, Esq.

Fax 505-982-4289

James Bruce, Esq.

Fax 982-2151



W. Thomas Kellahin