

HOLLAND & HART^{LLP}



William F. Carr
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44497.0043

January 4, 2005

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VIA HAND DELIVERY

Mr. Mark E. Fesmire, P.E.
Director
Oil Conservation Division
New Mexico Energy, Minerals &
Natural Resources Department
1220 South St. Francis Drive
Santa Fe, New Mexico 87504

**Re: Case No. 13384: Application of BP America Production Company for
Compulsory Pooling, Eddy County, New Mexico**

Dear Mr. Fesmire:

BP America Production Company respectfully requests that the above-referenced case, scheduled for hearing on January 6, 2005, be dismissed. Your attention to this request is appreciated.

Very truly yours,

William F. Carr
of Holland & Hart ^{LLP}

WFC:keh

cc: J. P. Adams
BP America Production Company

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Holland & Hart ^{LLP}

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