

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

CASE NO. 13336: APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE SUPERVISOR OF DISTRICT I, FOR AN ORDER REQUIRING B. BERNARD LANKFORD TO BRING ONE WELL INTO COMPLIANCE WITH 19.15.4.201 NMAC, ASSESSING AN APPROPRIATE CIVIL PENALTY IN THE EVENT OF NON-COMPLIANCE, AUTHORIZING THE DIVISION TO PLUG SAID WELL AND ORDERING A FORFEITURE OF THE APPLICABLE PLUGGING BOND; LEA COUNTY, NEW MEXICO.

PRE-HEARING STATEMENT

This entry of appearance and pre-hearing statement is submitted by the applicant, the Oil Conservation Division.

APPEARANCES

APPLICANT

Oil Conservation Division

APPLICANT'S ATTORNEY

Gail MacQuesten
Oil Conservation Division
Energy, Minerals and Natural
Resources Department
1220 S. St. Francis Drive
Santa Fe, NM 87505
(505) 476-3451

OPPONENTS

B. Bernard Lankford
The Travelers Indemnity Company

OPPONENTS' ATTORNEY

No appearance has been entered.
No appearance has been entered.

APPLICANT'S STATEMENT OF THE CASE

The Applicant seeks an order pursuant to NMSA 1978, Section 70-2-14(B) and OCD Rule 101(M):

- 1) requiring the operator to bring one well into compliance with OCD Rule 201 within 30 days by plugging the well, placing the well on temporary abandonment status, or returning the well to beneficial use,
- 2) authorizing the OCD to plug the well and forfeit the applicable financial assurances if the operator fails to comply, and
- 3) assessing a civil penalty against the operator if the operator fails to comply with the order.

APPLICANT'S WITNESSES

1. Chris Williams
2. Dorothy Phillips
3. Jane Prouty (by affidavit)

APPROXIMATE TIME FOR PRESENTING APPLICANT'S CASE: 15 MINUTES

PROCEDURAL MATTERS

None.

Respectfully submitted,
This 22 day of August, 2004 by

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WVS
8/31/04