

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

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION COMPLIANCE AND ENFORCEMENT BUREAU FOR A COMPLIANCE ORDER AGAINST PECOS RIVER OPERATING, INC., FOR WELLS OPERATED IN CHAVES COUNTY, NEW MEXICO. CASE NO. 15751

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

August 31, 2017

Santa Fe, New Mexico

BEFORE: WILLIAM V. JONES, CHIEF EXAMINER  
GABRIEL WADE, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, William V. Jones, Chief Examiner, and Gabriel Wade, Legal Examiner, on Thursday, August 31, 2017, at the New Mexico Energy, Minerals and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Porter Hall, Room 102, Santa Fe, New Mexico.

REPORTED BY: Mary C. Hankins, CCR, RPR  
New Mexico CCR #20  
Paul Baca Professional Court Reporters  
500 4th Street, Northwest, Suite 105  
Albuquerque, New Mexico 87102  
(505) 843-9241

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APPEARANCES

FOR APPLICANT THE NEW MEXICO OIL CONSERVATION DIVISION  
COMPLIANCE AND ENFORCEMENT BUREAU:

KEITH W. HERRMANN, ESQ.  
STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
Office of General Counsel  
Wendell Chino Building  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505  
(505) 476-3463  
keith.herrmann@state.nm.us

FOR RESPONDENT PECOS RIVER OPERATING, INC.:

JORDAN L. KESSLER, ESQ.  
HOLLAND & HART, LLP  
110 North Guadalupe, Suite 1  
Santa Fe, New Mexico 87501  
(505) 988-4421  
jlkessler@hollandhart.com

1 (2:06 p.m.)

2 EXAMINER JONES: Case Number 15751,  
3 application of New Mexico Oil Conservation Division  
4 Compliance and Enforcement Bureau for a compliance order  
5 against Pecos River Operating, Inc. for wells operated  
6 in Chaves County, New Mexico.

7 Appearances?

8 MR. HERRMANN: Mr. Examiner, Keith Herrmann  
9 representing the Oil Conservation Division Compliance  
10 and Enforcement Bureau.

11 MS. KESSLER: Jordan Kessler, from Holland  
12 & Hart, representing Pecos River Operating, Inc.

13 EXAMINER JONES: Inc.

14 MS. KESSLER: Inc.

15 EXAMINER JONES: No other appearances?

16 Okay.

17 MR. HERRMANN: Mr. Examiner, we've achieved  
18 compliance that was referenced in the application for  
19 hearing, and, therefore, the Compliance and Enforcement  
20 Bureau requests this case be dismissed.

21 EXAMINER JONES: There is no stipulated  
22 order?

23 MR. HERRMANN: No.

24 EXAMINER JONES: It's a dismissal?

25 MR. HERRMANN: Straight dismissal.

1 EXAMINER JONES: Just straight dismissal.  
2 Okay. We'll take Case -- we'll dismiss  
3 Case Number 15751.

4 Thank you.

5 MR. HERRMANN: Thank you.

6 (Case Number 15751 concludes, 2:07 p.m.)  
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24 STATE OF NEW MEXICO

25 COUNTY OF BERNALILLO

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CERTIFICATE OF COURT REPORTER

I, MARY C. HANKINS, Certified Court Reporter, New Mexico Certified Court Reporter No. 20, and Registered Professional Reporter, do hereby certify that I reported the foregoing proceedings in stenographic shorthand and that the foregoing pages are a true and correct transcript of those proceedings that were reduced to printed form by me to the best of my ability.

I FURTHER CERTIFY that the Reporter's Record of the proceedings truly and accurately reflects the exhibits, if any, offered by the respective parties.

I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or attorneys in this case and that I have no interest in the final disposition of this case.

MARY C. HANKINS, CCR, RPR  
Certified Court Reporter  
New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2017  
Paul Baca Professional Court Reporters