

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 GARNER'S WELL SERVICE, LLC FOR A WELL OPERATED IN LEA COUNTY, NEW MEXICO. CASE NO. 15825

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

October 26, 2017

Santa Fe, New Mexico

BEFORE: SCOTT DAWSON, CHIEF EXAMINER  
DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, Scott Dawson, Chief Examiner, and David K. Brooks, Legal Examiner, on Thursday, October 26, 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  
OIL CONSERVATION DIVISION  
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EXHIBITS OFFERED AND ADMITTED

|   |   |
|---|---|
| NMOCD Compliance and Enforcement Bureau Exhibit<br>Numbers 6B | 3 |
|---|---|

1 (8:23 a.m.)

2 EXAMINER DAWSON: So we will -- we will  
3 start with Case Number 15825, which is Number 19, and  
4 it's application of New Mexico Oil Conservation Division  
5 Compliance and Enforcement Bureau against Garner's Well  
6 Service, LLC for a well operated in Lea County, New  
7 Mexico.

8 Call for appearances, please.

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

12 EXAMINER DAWSON: Okay. Is there any  
13 opposition to this case?

14 MR. HERRMANN: Mr. Examiner, this case was  
15 heard last docket, but we were just awaiting an  
16 Affidavit of Publication, and this was published in the  
17 "Lovington County Leader." And at this time, I move to  
18 admit that as Exhibit 6B.

19 EXAMINER DAWSON: Okay. Exhibit 6B will be  
20 admitted to Case Number 15825.

21 (NMOCD Compliance and Enforcement Exhibit  
22 Number 6B is offered and admitted into  
23 evidence.)

24 EXAMINER DAWSON: Anything further,  
25 Mr. Herrmann?

1 MR. HERRMANN: No. I just ask that you  
2 take the case under advisement.

3 EXAMINER DAWSON: Okay, Mr. Herrmann. The  
4 case will be taken under advisement. And that concludes  
5 Case Number 15825.

6 MR. HERRMANN: Thank you.

7 EXAMINER DAWSON: Thank you.

8 (Case Number 15825 concludes, 8:24 a.m.)

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1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

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

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

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

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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