

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

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

PRE-HEARING TRANSCRIPT

May 31, 2018

Santa Fe, New Mexico

BEFORE: WILLIAM V. JONES, CHIEF EXAMINER  
LEONARD LOWE, TECHNICAL EXAMINER  
PHILLIP GOETZE, TECHNICAL EXAMINER  
DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, William V. Jones, Chief Examiner, Leonard Lowe and Phillip Goetze, Technical Examiners, and David K. Brooks, Legal Examiner, on Thursday, May 31, 2018, 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

1 (8:17 a.m.)

2 EXAMINER JONES: This is the examiner  
3 hearing for Thursday, May 31st, 2018. I'm William V.  
4 Jones.

5 This is David Brooks, Leonard Lowe and  
6 Phillip Goetze.

7 And everybody knows we have restrooms  
8 outside. We have Coke machines. We don't have any  
9 coffee, but if you're -- if you find your attorney  
10 dozing off, we have a defibrillator outside.

11 On page 1 of the docket, Cases 16163 and  
12 16164 are continued to June 28th.

13 Page 3, Case 16165 is continued to June 14.  
14 Cases 16166, 16167, 16168 are continued to June 28th.  
15 And Cases 16169 and 16170 are continued to a special  
16 docket date of 9:00 a.m. on June the 12th, along with,  
17 on page 4, Cases 16171, 16172, 16173 and 16174. Those  
18 are all continued to the special hearing docket date on  
19 June 12th. Case 16175 is continued to June 28th.

20 On page 5, Case 16002 is continued to June  
21 14. Case 16135 and Case 16136 are continued to June 14.

22 Page 6, on the bottom, Case 16183 is  
23 continued to June 14.

24 Page 7, Case 16184 is continued to June 14,  
25 and Case 16187 and 16188 is continued to June 14.

1                   Page 8, all cases on that page are  
2   continued to June 14. Those cases are 16189, 16190,  
3   16191 and 16192.

4                   On page 9, Case 16152 is continued to June  
5   14. And as I understand it, Case 16193 is being  
6   dismissed.

7                   MR. FELDEWERT: Yes, sir.

8                   EXAMINER JONES: On page 12 -- skipping  
9   over to page 12, Case 16157 is continued to June 14.  
10   Case 16206 and Case 16041 are continued into June. The  
11   first one is continued to June 28th and the second to  
12   June 14.

13                  On page 13, Case 16042 is continued to June  
14   14. Case 16048 continued to June 14. Case 16082 is  
15   continued to June 28.

16                  MR. HALL: Mr. Examiner -- Mr. Herrmann is  
17   here -- Case 16075, Cross Timbers Energy --

18                  EXAMINER JONES: Yes.

19                  MR. HALL: -- is continued to --

20                  MR. HERRMANN: June 14.

21                  MR. HALL: Voila.

22                  EXAMINER JONES: On page 13, Case 16075 is  
23   continued to June 14.

24                  Page 14, Case 16083 is continued to June  
25   28th.

1                   And Cases 16161, 16162 and 16024 are  
2 continued to the docket on June 28th, and as I  
3 understand it, we're going to try to hear those cases on  
4 Friday, June 29th. Those will be a continuation to a  
5 special hearing docket. And that is in addition to the  
6 two cases on the top of page 15, which is Cases 16076  
7 and 16077. Those two cases are also included in that  
8 Zeus versus Ogden issue.

9                   On the bottom of that page, Case 16099 is  
10 continued to June 12th. That's a special hearing docket  
11 we mentioned earlier.

12                  And all the cases on page 16 are continued  
13 to that June 12th special hearing docket, which I  
14 believe we've lined up a court reporter for that one.  
15 But I'll read those cases. Those are 16100, 16101,  
16 16102, 16103.

17                  On page 17, Case 16104 is also on the June  
18 12th special hearing docket, continued to that date.

19                  And Case 16131, Black River Water  
20 Management, is dismissed. Case 16108 is continued to  
21 June 28th. Case 16137 is continued to June 28th.

22                  And on page 18, I have all those cases  
23 continued to June 28th, which is the Kaiser-Francis  
24 cases, Cases 16138, 16139, 16140, 16141.

25                  On page 19, the first three Advance cases,

1 Cases 16092, 16093, 16094 are continued to June 14.

2 And on page 20, Case 16080 continued to  
3 July the 26th, and Case 16061 continued to June 28th.  
4 Case 16062 continued to June 28th.

5 The remaining OXY cases on pages 21 and  
6 22 -- actually, those are Matador cases -- sorry -- are  
7 continued to June 28th. I will read them in order:  
8 Cases 16063, 16064, 16065, 16066, 16067 and, the last  
9 one on page 22, 16068, all continued to June 28.

10 EXAMINER BROOKS: And the can has been  
11 kicked.

12 EXAMINER JONES: Any other changes on the  
13 docket?

14 MR. FELDEWERT: Mr. Examiner, I'm Michael  
15 Feldewert with Holland & Hart. If you look at page 7,  
16 Case 16187 can be dismissed.

17 EXAMINER JONES: Thank you.

18 Case 16187 is dismissed.

19 MR. FELDEWERT: And in addition to that, on  
20 page 12, Case 16205 has been dismissed.

21 EXAMINER JONES: Okay. I didn't know about  
22 that case. Okay. That case, 16205, is dismissed.

23 MR. FELDEWERT: Yes, sir.

24 EXAMINER JONES: Okay. Any other changes  
25 to the docket?

1                   As I understand it, you're set up and ready  
2   to go on the Advance cases -- the three Advance cases,  
3   right?

4                   MR. HALL:   Four.

5                   EXAMINER JONES:   You want to do all four?

6                   MR. HALL:   Yes, all four.

7                   EXAMINER JONES:   Did you make a deal with  
8   the rest of the attorneys here?

9                   MR. HALL:   No.   I understand Mike may have  
10   a notice case.

11                  MR. FELDEWERT:   I do have a notice case.

12                  MR. HALL:   Do you want to knock that out?

13                  MR. FELDEWERT:   If we could knock that out,  
14   that would be wonderful.

15                  EXAMINER JONES:   Mr. Goetze is going to  
16   handle it.   I will pass him the file.

17                  Go ahead, Phillip.

18                  EXAMINER GOETZE:   Oh, it's my turn?   Wow.

19                  (The prehearing proceedings conclude, 8:26  
20   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.

20 DATED THIS 23rd of June 2018.  
21

22  
23 MARY C. HANKINS, CCR, RPR  
24 Certified Court Reporter  
25 New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2018  
Paul Baca Professional Court Reporters