

STATE OF NEW MEXICO

DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

OIL CONSERVATION COMMISSION

IN THE MATTER OF THE EARING CALLED.  
BY THE OIL CONSERVATION COMMISSION.  
FOR THE PURPOSE OF CONSIDERING:

THE AMENDED APPLICATION OF  
XTO ENERGY, INC FOR APPROVAL OF THE  
EXPANSION OF THE JAMES RANCH UNIT,  
EDDY COUNTY, NEW MEXICO.

CASE NO. 15844

REPORTER'S TRANSCRIPT OF PROCEEDINGS

COMMISSION HEARING

NOVEMBER 15, 2018

SANTA FE, NEW MEXICO

BEFORE: HEATHER RILEY, COMMISSION CHAIR  
ED MARTIN, COMMISSIONER  
DR. ROBERT S. BALCH, COMMISSIONER  
WILLIAM BRANCARD, ESQ., COMMISSION COUNSEL

This matter came for rehearing before the New Mexico Oil Conservation Commission on Thursday, November 15, 2018, at the New Mexico Energy, Minerals and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Porter Hall, Santa Fe, New Mexico.

Reported by: Mary T. Macfarlane, CCR  
Paul Baca Professional Court Reporters  
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(505) 843-9241

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APPEARANCES

FOR NEW MEXICO OIL CONSERVATION DIVISION:

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C O N T E N T S

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CASE CALLED:	
STATEMENT BY MR. FELDEWERT:	3
CASE SCHEDULED:	4
REPORTER'S CERTIFICATE:	5

1 (Time Noted: 9:07 a.m.)

2 COMMISSION CHAIR RILEY: All right. Let's  
3 move ahead to Item No. 6, which is a Request for  
4 Continuance of De Novo Case 15844. That was continued  
5 from October 11th, and it looks like we are going to have  
6 another continuance. They've requested an additional  
7 continuance.

8 I don't see here what hearing it's being  
9 continued to, but it is continued.

10 So now Item --

11 MR. BRANCARD: Madam Chair, do you waive  
12 where you want to schedule it for? Do you want to put it  
13 on the December or move it forward after that?

14 COMMISSION CHAIR RILEY: Okay. What is --

15 MR. FELDEWERT: Madam Chair, members of the  
16 Commission, if I may.

17 COMMISSION CHAIR RILEY: Yes.

18 MR. FELDEWERT: Michael Feldewert appearing  
19 on behalf of XTO Energy, who was the prevailing party in a  
20 Division hearing below. MRC Permian filed its De Novo  
21 appeal, and Mr. Bruce, who represents them, is at the  
22 Division hearing upstairs.

23 We have visited, we have also visited with  
24 clients. They are on their second round of a draft of an  
25 agreement that we believe is going to resolve the case.

1                   And so I think what we would ask is that if  
2   it's possible that this matter be set for your next docket  
3   in December. Hopefully by that time we will have an  
4   agreement, and, if not, then we would like to present the  
5   case at that time.

6                   COMMISSION CHAIR RILEY: Is there room on  
7   the December docket? I don't know that we have much going  
8   on in December.

9                   MS. DAVIDSON: We have two other de novo  
10  cases.

11                  COMMISSIONER BALCH: I have nothing but  
12  time in December.

13                  COMMISSION CHAIR RILEY: All right. Let's  
14  go ahead and schedule it, then, for the December docket,  
15  which is December 13.

16                  (Time noted 9:09 a.m.)

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1 STATE OF NEW MEXICO )  
2 ) SS  
3 COUNTY OF TAOS )  
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5 REPORTER'S CERTIFICATE

6 I, MARY THERESE MACFARLANE, New Mexico Reporter  
7 CCR No. 122, DO HEREBY CERTIFY that on Thursday,  
8 November 15, 2018, the proceedings in the above-captioned  
9 matter were taken before me; that I did report in  
10 stenographic shorthand the proceedings set forth herein,  
11 and the foregoing pages are a true and correct  
12 transcription to the best of my ability and control.

13 I FURTHER CERTIFY that I am neither employed by  
14 nor related to nor contracted with (unless excepted by the  
15 rules) any of the parties or attorneys in this case, and  
16 that I have no interest whatsoever in the final  
17 disposition of this case in any court.

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MARY THERESE MACFARLANE, CCR  
NM Certified Court Reporter No. 122  
License Expires: 12/31/2018