

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 ENERGEN RESOURCES CORPORATION FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO. CASE NO. 16383,
16384

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

November 15, 2018

Santa Fe, New Mexico

BEFORE: MICHAEL McMILLAN, CHIEF EXAMINER
KEITH W. HERRMANN, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, Michael McMillan, Chief Examiner, and Keith W. Herrmann, Legal Examiner, on Thursday, November 15, 2018, at the New Mexico Energy, Minerals and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Third Floor Meeting Room, 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
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES

FOR APPLICANT ENERGEN RESOURCES CORPORATION:

JAMES G. BRUCE, ESQ.
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043
jamesbruc@aol.com

FOR INTERESTED PARTY DEVON ENERGY:

SETH C. McMILLAN, ESQ.
MONTGOMERY & ANDREWS LAW FIRM
325 Paseo de Peralta
Santa Fe, New Mexico 87501
(505) 982-3873
smcmillan@montand.com

FOR INTERESTED PARTY COG OPERATING:

WILLIAM F. CARR, ESQ.
HOLLAND & HART, LLP
110 North Guadalupe, Suite 1
Santa Fe, New Mexico 87501
(505) 988-4421
mfeldewert@hollandhart.com

INDEX

PAGE

Case Numbers 16383 and 16384 Called	3
Announcements	3
Proceedings Conclude	4
Certificate of Court Reporter	5

EXHIBITS OFFERED AND ADMITTED

(No exhibits.)

1 (11:48 a.m.)

2 EXAMINER McMILLAN: We're going to hear the
3 two Energen cases right now.

4 MR. BRUCE: 16383 and 16384.

5 EXAMINER McMILLAN: Okay. I would like to
6 call Case Number 16383, application of Energen Resources
7 Corporation for compulsory pooling, Lea County, New
8 Mexico.

9 Call for appearances.

10 MR. BRUCE: Mr. Examiner, Jim Bruce of
11 Santa Fe representing the Applicant.

12 MR. CARR: William F. Carr with COG
13 Operating.

14 MR. McMILLAN: And, Mr. Examiner, Seth
15 McMillan on behalf of, I believe, Devon.

16 MR. BRUCE: I think so.

17 EXAMINER McMILLAN: Who?

18 MR. McMILLAN: Devon. I entered an
19 appearance ages ago, but I'm just --

20 EXAMINER McMILLAN: Okay. And is this
21 combined with 16384?

22 MR. BRUCE: Yes.

23 EXAMINER McMILLAN: Application of Energen
24 Resources Corporation for compulsory pooling, Lea
25 County, New Mexico.

1 Same appearances?

2 MR. McMILLAN: Yes, indeed.

3 EXAMINER McMILLAN: Please proceed.

4 MR. BRUCE: Mr. Examiner, I presented these
5 cases by live evidence. There was defect in notice to
6 COG. I hadn't received the green card back. I'll let
7 Mr. Carr make a statement.

8 MR. CARR: May it please the examiner. I
9 have checked with COG. We have received notice. I
10 don't know about the green card. We have received
11 notice. We have received exhibits from Energen. We are
12 not protesting. We have been notified as to these
13 applications.

14 EXAMINER McMILLAN: In both cases?

15 MR. CARR: Yes. Yes, sir.

16 MR. BRUCE: We would simply ask that these
17 cases be taken under advisement.

18 MR. McMILLAN: Sure. No objection.

19 EXAMINER McMILLAN: 16383 and 16384 shall
20 be taken under advisement.

21 Thank you.

22 Come back at 1:30.

23 (Case Numbers 16383 and 16384 conclude,
24 11:50 a.m.)

25

1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

3

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 18th day of December 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