Page 1

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 AMEREDEV OPERATING, CASE NO. 20223 LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

February 7, 2019

Santa Fe, New Mexico

BEFORE: SCOTT DAWSON, CHIEF EXAMINER KATHLEEN MURPHY, TECHNICAL EXAMINER TERRY WARNELL, TECHNICAL EXAMINER DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, Scott Dawson, Chief Examiner; Kathleen Murphy and Terry Warnell, Technical Examiners; and David K. Brooks, Legal Examiner, on Thursday, February 7, 2019, 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

Page 2 1 APPEARANCES 2 FOR APPLICANT AMEREDEV OPERATING, LLC: 3 KAITLYN A. LUCK, ESQ. SETH McMILLAN, ESQ. 4 MONTGOMERY & ANDREWS LAW FIRM 325 Paseo de Peralta 5 Santa Fe, New Mexico 87501 (505) 982-3873 kluck@montand.com 6 7 FOR INTERESTED PARTY XTO ENERGY: 8 ERNEST L. PADILLA, ESQ. PADILLA LAW FIRM, P.A. 9 1512 South St. Francis Drive Post Office Box 2523 10 Santa Fe, New Mexico 87504 (505) 988-7577 11 padillalaw@qwestoffice.net 12 13 INDEX 14 PAGE Case Number 20223 Called 3 15 16 Case Presented by Affidavit 3 17 Proceedings Conclude 22 23 18 Certificate of Court Reporter 19 20 EXHIBITS OFFERED AND ADMITTED Ameredev Operating, LLC Exhibit Numbers 1 through 4 9 21 22 23 24 25

Page 3 (10:16 a.m.) 1 2 EXAMINER DAWSON: So with that, we'll go to the next case, which is Case Number 20223, Ameredev 3 Operating, LLC for compulsory pooling, Lea County, and 4 this is for the Pimento Fed Com 26 36 3 #111H. 5 Please call for appearances. 6 7 MS. LUCK: Kaitlyn Luck, with Montgomery & 8 Andrews, for the Applicant, Ameredev Operating, LLC, 9 along with Seth McMillan. 10 MR. PADILLA: Ernest L. Padilla for XTO 11 Energy. 12 EXAMINER DAWSON: Okay, Mr. Padilla. Thank 13 you. When you're ready, Ms. Locke [sic] or 14 Mr. McMillan. 15 16 MR. McMILLAN: Ms. Luck will be taking this 17 one. 18 EXAMINER DAWSON: Okay. 19 Your name again -- I'm sorry -- last name? 20 MS. LUCK: Kaitlyn Luck, L-U-C-K. 21 EXAMINER DAWSON: Luck. Oh, Okay. I'm 22 sorry. 23 MS. LUCK: That's okay. 24 EXAMINER DAWSON: Thank you. 25 MS. LUCK: In this case there have been no

Page 4 interventions filed, and we intend to proceed by 1 affidavit, so we've not brought any witnesses here to 2 the hearing today. 3 4 EXAMINER DAWSON: Okay. 5 MS. LUCK: So starting with Exhibit 1, we've just included the application that indicates that 6 7 the case is for an order pooling all uncommitted 8 interests in the Wolfcamp Formation creating a standard 9 640-acre spacing unit comprised of the west half-west half of Sections 3 and 10 and the east half-east half of 10 11 Sections 4 and 9, Township 26 South, Range 36 East, 12 NMPM, Lea County, New Mexico. 13 Ameredev proposes to dedicate the spacing unit to the proposed Pimento Fed Com 26 36 3 111H well. 14 So turning to Exhibit 2 is the affidavit of 15 16 Ameredev's landman, Brandon Forteza, and he has previously testified before the OCD as an expert witness 17 18 in petroleum land matters. 19 Attached as Exhibit A to his affidavit is a 20 plat outlining the pool -- the unit being pooled, and it shows the location of the proposed well within the unit. 21 22 Ameredev seeks an order incorporating the proximity tracts, which by doing so, the completed interval for 23 24 the well is within the statewide rules. On Exhibit B, it reflects the parties being 25

Page 5 pooled and their last known addresses. And just for 1 point of clarification, Ameredev is seeking to pool the 2 unleased mineral interest owners in this case. 3 There aren't any depth severances in the Wolfcamp Formation. 4 5 He indicates that he has conducted a diligent search of 6 the public records in Lea County where the well's 7 located and mailed all parties the well proposals, 8 including the AFE. Ameredev has made a good-faith effort to obtain voluntary joinder. 9 Attached as Exhibit C are the proposed 10 11 C-102s for the well that reflect that the well is developing the Wolfcamp Formation and the pool code is 12 reflected in the landman's affidavit as well. 13 Attached as Exhibit D to the landman's 14 affidavit is his sample well-proposal letter, along with 15 16 the AFE that's sets forth the estimated cost of the well, which, in his opinion, are fair and reasonable and 17 18 comparable to the cost of other wells of similar lengths 19 and depths drilled in this area of New Mexico. 20 Ameredev is requesting overhead rates of \$7,000 a month for drilling and \$700 a month for the 21 producing well, which are, again, fair and reasonable, 22 23 as charged by other operators of this type in the area 24 of southeastern New Mexico. 25 Turning to Exhibit 3 in your packet is the

affidavit of Ameredev's geologist, Parker Foy. He has
previously testified before the Division and had his
credentials accepted.

He attaches to his affidavit Exhibit A, 4 5 which is a Wolfcamp structure map. The map reflects that the strata dips approximately 250 feet southward 6 7 across the sections where the well is located. No 8 structural hazard exists at the location, and the unit 9 being pooled is outlined by the yellow rectangle on the structure map. And, again, the structure dips down to 10 11 the southwest.

12 Exhibit B attached to the geologist's affidavit is the Wolfcamp stratigraphic cross section 13 hung on the top of the Wolfcamp. And, again, you'll see 14 the cross section shows that there is consistent target 15 16 thickness. In the wells near the Pimento sections, the well logs on the cross section give a representative 17 18 sample of the Wolfcamp Formation in the area and 19 demonstrate reasonable well control. The target zone 20 for the well is the Wolfcamp, as indicated on the -- and I apologize. There is not a line on Exhibit B that 21 22 shows the -- it does show the target interval, but it 23 doesn't show the landing zone for the well. And we can 24 update this exhibit as well if the hearing examiners 25 would like us to do so.

Page 6

Page 7 1 EXAMINER DAWSON: Please. Can you get the 2 geologist to give us a revised Exhibit B with the landing zone interval marked on it with the thickness of 3 the landing zone also? 4 5 MS. LUCK: Yes. We will -- we will submit a revised Exhibit B to the geologist's affidavit. 6 EXAMINER BROOKS: Now, for clarification 7 purposes, is this a depth-severance case? 8 9 MS. LUCK: No. And I failed to mention, in the affidavit of our landman, turning to paragraph ten 10 11 of his affidavit -- so that's Exhibit 2, paragraph 12 ten -- it reflects there are no depth severances in this 13 area of the Wolfcamp Formation. EXAMINER BROOKS: Okay. 14 Thanks. I just wondered because of the question being asked about the 15 16 landing zones. 17 Go ahead. 18 MS. LUCK: Okay. And then finally attached 19 as Exhibit C to Exhibit 3 -- so that's 3C -- is a gross 20 isochore of the Wolfcamp Formation. The map shows thickness for the target interval indicated in Exhibit 21 The Wolfcamp is uniform across the whole unit. 22 Β. The 23 preferred well orientation in this area is north-south. This is because the inferred orientation of the maximum 24 25 horizontal stress is roughly east-west. And it's

Page 8 Ameredev's geologist's conclusion that the horizontal 1 2 spacing and proration unit is justified from a geological standpoint, and there are no structural 3 impediments or faultings that will interfere with 4 horizontal development in this area. 5 Finally, the granting of the application is 6 7 in the interest of conservation, the prevention of waste 8 and the protection of correlative rights, as reflected 9 in both the affidavits of the landman and the geologist. Turning to Exhibit 4 is our Affidavit of 10 11 Notice. We received this case from Ameredev's prior counsel who had submitted the notice by mail to the five 12 unleased mineral interest owners, and we have 13 confirmation that four of the five parties did receive 14 those letters. There was one interest owner that 15 16 appears their letter was not delivered, as you'll see on Exhibit A attached to Exhibit 4. That's EG Energy, LLC. 17 18 But we also had notice published in the "Hobbs 19 News-Sun," which you'll see attached as Exhibit 4B, and 20 that reflects that EG Energy, LLC was provided timely notice publication prior to this hearing. 21 And that concludes our exhibits. 22 We 23 seek -- we'll move to admit Exhibits 1 through 4, along with the exhibits thereto, and we'll stand for any 24 25 questions.

Page 9 Okay. At this time 1 EXAMINER DAWSON: 2 Exhibits 1 through 4 will be admitted to the record. (Ameredev Operating, LLC Exhibit Numbers 1 3 through 4 are offered and admitted into 4 evidence.) 5 EXAMINER DAWSON: Mr. Brooks, do you have 6 7 questions? EXAMINER BROOKS: 8 T do. 9 I just hadn't noticed if this is something 10 that's been done before. Do you have -- you characterize yourself in the Affidavit of Notice as 11 12 "attorney in fact and authorized representative for Ameredev." Do you have a power of attorney from 13 Ameredev for the purpose of making this affidavit? 14 15 MS. LUCK: No. 16 MR. McMILLAN: We're counsel of record. 17 EXAMINER BROOKS: You may respond if you wish. 18 19 I'm kind of mystified by it because I 20 always thought there was a fairly clear distinction between an attorney in fact, who acts pursuant to a 21 power of attorney, than an attorney at law, who acts by 22 23 virtue of being an attorney of law. 24 MR. McMILLAN: Huh. 25 EXAMINER BROOKS: And I was just curious

about the way this was expressed. 1 2 MR. McMILLAN: That's an interesting 3 distinction. If I may have an opportunity to jump in 4 5 explain how this all happened. We were notified on б short notice that there was a conflict with prior 7 counsel, so we took on the case and entered our 8 appearance. And we are attorneys at law most certainly. 9 Do we have a piece of paper identifying us as attorneys in fact? No, not so much. But we are counsel of 10 11 record, and this reflects appropriately. If, in the future, eliminating that phrase, 12 "attorney in fact," would --13

EXAMINER BROOKS: I would just say attorney 14 if I were doing it, because I think attorney in fact 15 16 suggests that you're acting pursuant to an express power of attorney. And an attorney in fact does not have to 17 18 be an attorney at law to act under the terms of a power 19 of attorney. They have to be an attorney at law to 20 practice -- to practice law, but, of course, whether or not they're practicing law without a license is a 21 question for the Grievance Committee. It doesn't 22 23 involve whether or not they have authority to act. 24 MR. McMILLAN: Well, I suspect, for 25 purposes of drawing up this affidavit, we got a little

Page 11 too fancy our own good. 1 EXAMINER BROOKS: Yes. And I don't think 2 it makes any difference as far as this affidavit is 3 4 concerned. 5 MR. McMILLAN: Okay. Going forward, we'll take your comments under advisement. 6 Thanks. 7 Is that all, Mr. Brooks? EXAMINER DAWSON: 8 EXAMINER BROOKS: That's all. 9 EXAMINER DAWSON: Do you have any 10 questions, Mr. Padilla? 11 MR. PADILLA: No, Mr. Examiner. I can't 12 cross-examine an affidavit. I would especially like to question somebody, I think the landman, on the proposed 13 AFE about the \$15.4 million for drilling this well. 14 EXAMINER BROOKS: This raises some 15 16 interesting questions, when we have these objections to the affidavits. The rule on presenting cases by 17 affidavit says that they must be uncontroverted -- there 18 19 must be no controversy. 20 Did you object to this case being submitted 21 by affidavit? 22 MR. PADILLA: Well, I have to, yes, at this point based on the affidavit itself. 23 24 EXAMINER BROOKS: Okay. 25 MR. McMILLAN: Mr. Examiner, if I may,

Page 12 Mr. Padilla's appearance is just in the past couple of 1 2 days. There was no pre-hearing statement. There's nothing -- no procedural steps were taken that would 3 make appropriate at this time a demand to cross-examine 4 witnesses. We proceeded in good faith that no 5 opposition had been noted as of record and accordingly 6 7 have presented this case by affidavit. We would ask 8 that Mr. Padilla's request -- I guess it's a request to somehow cross-examine these witnesses or these 9 10 affidavits, it simply be denied as not timely. 11 EXAMINER BROOKS: Well, I need to look at 12 the rule, so give me just a minute here (reading). 13 (Pause in proceedings, 10:29 a.m. to 10:30 14 a.m.) 15 EXAMINER BROOKS: Mr. Dawson, I'm going 16 request -- I'm going to advise that you not take this case under advisement until I've had a chance to look at 17 this, and I will do so at the next break. 18 19 EXAMINER DAWSON: Okay. So do you have any 20 other questions? EXAMINER BROOKS: No, just about the 21 22 propriety of us taking the case under advisement without 23 giving Mr. Padilla -- without giving Mr. Padilla a 24 chance to cross-examine the witness. I know there is a 25 rule on it, and I know it's somewhat ambiguous, and I

Page 13 need to look at it. So if you'll give me this 1 2 consideration, I'll try to get to it as soon as 3 possible. 4 EXAMINER DAWSON: Do you have any 5 questions, Mr. Warnell? 6 EXAMINER WARNELL: I have no questions. Ι 7 thought the presentation was done well. 8 MS. LUCK: Thank you. 9 EXAMINER DAWSON: Ms. Murphy? 10 EXAMINER MURPHY: No questions. 11 EXAMINER DAWSON: I have no questions. 12 At this point, we will put this case on 13 hold until our attorney has a chance to review Mr. Padilla's request, and then we will address it. 14 Whenever he comes to a conclusion, we will address the 15 16 answer to his question. 17 MS. LUCK: Okay. 18 EXAMINER BROOKS: Hopefully that will be 19 within the next hour. 20 MS. LUCK: Thank you. I think it would be helpful 21 MR. McMILLAN: 22 if on the record the nature of the request was made 23 clear. I'm not entirely certain what Mr. Padilla is 24 asking. 25 EXAMINER BROOKS: My understanding was that

Page 14 Mr. Padilla wants to cross-examine somebody on the AFE. 1 2 Could you clarify that? 3 MR. PADILLA: That's correct. I mean, I haven't seen an AFE for drilling of a Wolfcamp well at 4 15.4 million. So --5 EXAMINER BROOKS: Well, do you know which 6 7 witness this affidavit --8 MR. PADILLA: It will be the -- it's 9 attached to the affidavit of the landman in this case, 10 Mr. --11 EXAMINER BROOKS: Yeah. That's what I 12 thought you had said. That in itself raises some questions because, in my experience, landmen do not 13 prepare AFEs. So I don't know whether it's within the 14 scope of their expertise to testify about the 15 16 reasonableness of the affidavit -- the reasonableness of 17 the expenses. 18 MR. McMILLAN: With all due respect, I 19 think it's been done for years. Isn't that a standard 20 piece of the landman's testimony in these proceedings, that the AFE is, in fact, in line with other wells of 21 22 similar depths and lengths? 23 EXAMINER BROOKS: Well, they can testify to 24 that as a fact if they have actual knowledge. I do not 25 believe a landman can testify to the reasonableness

Page 15 because my experience is engineers prepare AFEs. 1 MR. PADILLA: That's correct. 2 3 EXAMINER BROOKS: So I don't know what is needed in this case, but that's something I need to look 4 5 at a little further. MR. McMILLAN: Well, we have his testimony 6 7 from a previously qualified land expert who -- I mean, 8 landman -- I don't know in this case who prepared the 9 AFE, but these are the folks who are -- they're seeing AFEs every day in their work. And once qualified as an 10 expert in land matters, it would seem to me that would 11 12 fall within their expertise that --13 EXAMINER BROOKS: Well, I think that a landman could certainly testify that an AFE was within a 14 range of what a similar AFE would be -- what a similar 15 16 well would be as a matter of fact if he has that experience. 17 18 MR. McMILLAN: Uh-huh. 19 EXAMINER BROOKS: I do not think it comes 20 within his expertise as a landman because, like I said, 21 landmen don't prepare AFEs. 22 Let's see. Ameredev is the Applicant in this case, right? 23 24 MR. McMILLAN: Correct. 25 EXAMINER DAWSON: Right.

Page 16 EXAMINER BROOKS: Is Concho in any way 1 2 involved in this matter? MS. LUCK: I don't believe so. 3 It doesn't appear so. 4 MR. McMILLAN: 5 EXAMINER BROOKS: Thank you. Thank you. I will probably have to hold this over to 6 7 the afternoon session, but I will try to -- I will come 8 up with definitive advice today. 9 Okay. This is all very new MR. McMILLAN: I've never seen anyone bring forth an engineer 10 to me. 11 to speak to the reasonableness of an AFE. The pattern 12 and practice for my entire experience before this body is that a properly qualified landman is qualified based 13 14 on his expertise to opine. EXAMINER BROOKS: Well, I would comment on 15 16 that that while what has been done before is usually okay in the law, there are some times when an innovation 17 18 might be concerning. And I think -- I don't think --19 most of the time we've been dealing with these matters, 20 reasonableness of cost of the AFE has not been an issue. And when it's not an issue, then I don't think we need 21 22 to worry about it. But I'm seeing a trend here because 23 of the two cases this morning and the one case earlier 24 in the week and one case that was discussed at a 25 prehearing conference earlier in the week. And if there

Page 17 is a trend developing here, we need to decide something 1 about how we're going to handle it, that is the trend 2 3 toward the costs going up and becoming increasingly irritating to nonoperators and being dismissed by the 4 5 examiners and the operators as something that's not likely to raise controversy. So I'm just concerned 6 7 about it. MR. McMILLAN: Thank you, Mr. Brooks. 8 9 EXAMINER DAWSON: Okay. So we'll let 10 Mr. Brooks review it and get back. 11 MS. LUCK: Thank you. 12 (Recess, 10:37 a.m.) (11:36 a.m.) 13 14 EXAMINER DAWSON: Yes. Since Mr. Padilla and Mr. McMillan are here and also Ms. Luck, we'll go 15 ahead and go back on the record in Case --16 17 EXAMINER BROOKS: Is that 20223? 18 EXAMINER WARNELL: Yes. 19 EXAMINER DAWSON: Yes. 20 -- Case Number 20223. We will open that 21 case back up for the record for our decision on the 22 request by Mr. Padilla. 23 EXAMINER BROOKS: Okay. I really need to address this to the attorneys because if there is 24 something I'm overlooking, I don't want to overlook 25

Page 18 something. The Rule 4 deals with pre-hearing statements 1 2 in 413B. And I do not see anything in that particular rule and I was not aware of anything that would -- that 3 says you have to file a pre-hearing statement to be 4 5 entitled to cross-examine the witnesses. Now, there is б such a provision in Rule 3- -- such a provision expressly in Rule 311B, but that applies only to 7 8 rulemaking. So if I were pressed to rule upon the issue 9 of whether or not Mr. Padilla has waived the right to cross-examine by not filing a pre-hearing statement, at 10 11 this point, unless there is something I'm overlooking, I 12 would have to say that I believe that is not the case. 13 However, I also believe that it is very questionable whether or not the reasonableness of an AFE 14 is actually an issue that the Division has to address in 15 16 a pre- -- in an otherwise uncontested compulsory pooling case, because although I realize it's of practical 17 18 importance, the question is: Is it of legal importance 19 when the party, if they elect to participate, still has 20 the right to raise the issue of reasonableness in a post-drilling proceeding? And I can see why the issue 21 22 is postponed because it has to be addressed to actual 23 costs. 24 The question then becomes: Does the ruling 25 on -- does a ruling -- does a granting of a compulsory

pooling application over an objection that the AFE which 1 2 is filed in the compulsory pooling case, even though it is not necessarily the same as the AFE supplied for the 3 purposes of making an election and certainly not the 4 5 same as the AFE filed after the drilling of the well on 6 the basis of which reasonable costs are determined, is 7 that AFE filed at the original compulsory pooling 8 hearing of any legal effect?

9 Well, it may be because -- at least a practical effect because the Division may have some 10 11 degree of inclination -- even if it's not legally 12 barred, they have some degree of disinclination to hear complaints that a party did not make at the original 13 hearing to the proposed items in the AFE when they 14 are -- you know, you can certainly complain about the 15 16 actual cost of the AFE on the ground that it exceeds the original AFE and is unreasonable. But can you complain 17 18 about it being unreasonable if it did not exceed the 19 original AFE? And I don't know the answer to that. 20 Because this matter needs to be visited more, especially in view of what Mr. McMillan correctly 21 22 referred to as the Division's long-standing practice of 23 not being rigorous about proof of reasonable costs in 24 the initial proceeding, what I propose to do is to rule 25 at this point that in view of lack of the contest -- in

Page 19

view of the lack of an alternative proposal, that this 1 issue of reasonableness does not mandate that the --2 even if we concluded that the AFE was unreasonably high, 3 we would still not be justified in refusing the 4 5 compulsory pooling request when we're not presented with an alternative. But I believe that that should not 6 7 be -- should not result in an inability to contest costs 8 if they're unreasonable -- found to be unreasonable on 9 the actual expenses AFE.

I think this should not be a precedent for 10 11 how we rule in future cases because I think the Division 12 needs to visit this. It's too important to let it just hang out there in the air. But at the same time, in 13 going forward, nonoperating parties can protect 14 themselves by stating that -- in their AFE that they may 15 16 contest reasonableness of the costs as presented at the hearing. 17

There is no reason why Mr. Padilla would have been expected to do that filing his APD -- filing a -- a pre-hearing statement because he wouldn't have anticipated the necessity, I don't think.

But I would state that this record will be available if there is a controversy at the far end about the AFE and the reasonableness of actual costs if Mr. Padilla's client elects to participate. And that

Page 20

Page 21 can be litigated at that time without being prejudiced 1 by failure to raise it at this proceeding. I'm dancing 2 around this because I want to be fair to the parties 3 here, but I also want to preserve the Division's options 4 to reconsider these matters in light of the way things 5 are going. And I get the feeling that at least in the 6 7 Wolfcamp, the price of poker is going up. 8 Yes, sir. Do you have a question? 9 MR. MCMILLAN: T do. 10 EXAMINER DAWSON: Go ahead. 11 MR. McMILLAN: What's the ruling? 12 EXAMINER BROOKS: The ruling is that we do not have to find that the AFE is reasonable in order to 13 grant the compulsory pooling order --14 15 MR. McMILLAN: Okay. 16 EXAMINER BROOKS: -- because there is no 17 counterproposal. 18 MR. McMILLAN: Sounds reasonable to me. As 19 such, how do we proceed in this particular matter? 20 EXAMINER BROOKS: Well, we will take the case under advisement. 21 22 Mr. Padilla's request to have -- to 23 continue the hearing to permit him to cross-examine 24 witnesses will be denied. However, I would strongly 25 suggest to the parties, because there is serious

Page 22 concern, which there may well be, that the parties try 1 2 to resolve it peacefully. MR. PADILLA: We do have the option of a de 3 4 novo. 5 EXAMINER BROOKS: You certainly have the option of a de novo. And it may not be a case in which 6 7 the Division would want to grant it. I certainly intend 8 to present this to other people -- present this to other 9 people in the Division. But I think that it would 10 not -- especially when we're continuing for six weeks, it would be counterproductive to -- when we don't really 11 12 know where the parties stand, it would be counterproductive to continue the case for this reason, 13 when the complaining party has --14 15 MR. McMILLAN: Thank you, Mr. Brooks, for 16 your thoughtful analysis. 17 EXAMINER BROOKS: You're welcome. 18 EXAMINER DAWSON: With that, Case Number 19 20223 will be taken under advisement. 20 And we will break for lunch until 1:00. So 21 we'll see you back here at 1:00. 22 Thank you. 23 (Case Number 20223 concludes, 11:46 a.m.) (Recess, 11:46 a.m. to 1:06 p.m.) 24 25

Page 23 1 STATE OF NEW MEXICO 2 COUNTY OF BERNALILLO 3 CERTIFICATE OF COURT REPORTER 4 5 I, MARY C. HANKINS, Certified Court Reporter, New Mexico Certified Court Reporter No. 20, 6 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 a true and correct transcript of those proceedings that 10 were reduced to printed form by me to the best of my 11 12 ability. 13 I FURTHER CERTIFY that the Reporter's Record of the proceedings truly and accurately reflects 14 the exhibits, if any, offered by the respective parties. 15 16 I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or 17 18 attorneys in this case and that I have no interest in 19 the final disposition of this case. 20 DATED THIS 7th day of March 2019. 21 22 MARY C. HANKINS, CCR, RPR 23 Certified Court Reporter New Mexico CCR No. 20 Date of CCR Expiration: 12/31/2019 24 Paul Baca Professional Court Reporters 25

	Page	24
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		