

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 ROBINSON OIL, INC. FOR WELLS OPERATED IN LEA AND EDDY COUNTIES, NEW MEXICO. CASE NO. 20198

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

February 21, 2019

Santa Fe, New Mexico

BEFORE: MICHAEL McMILLAN, CHIEF EXAMINER  
TERRY WARNELL, TECHNICAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, Michael McMillan, Chief Examiner and Terry Warnell, Technical Examiner, on Thursday, February 21, 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

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# APPEARANCES

FOR APPLICANT NMOCD COMPLIANCE AND ENFORCEMENT BUREAU:

KEITH W. HERRMANN, ESQ.  
STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL  
RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION  
Office of General Counsel  
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# EXHIBITS OFFERED AND ADMITTED

NMOCD Compliance and Enforcement Bureau Exhibit Numbers 1 through 5	4
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1 (1:19 p.m.)

2 EXAMINER McMILLAN: I would now like to  
3 call Case Number 20198, application of the New Mexico  
4 Oil Conservation Division Compliance and Enforcement  
5 Bureau for a compliance order against Robinson Oil,  
6 Incorporated for wells operated -- operating in Eddy and  
7 Lea Counties, New Mexico.

8 Call for appearances.

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

12 EXAMINER McMILLAN: Any other appearances?  
13 Please proceed.

14 MR. HERRMANN: Mr. Examiner, this case is  
15 similar to the last one. We are seeking a plugging  
16 order for Robinson Oil, an operator of 19 wells across  
17 Eddy and Lea Counties. Those wells are identified in  
18 Exhibit 1, which is a copy of the OCD records for the  
19 inactive well list; Exhibit 2 detailing the financial  
20 assurance on file for individual wells. Exhibit 3 is  
21 the Notice of Violation that was sent at least 16  
22 days -- or 60 days prior to filing this application for  
23 hearing; Exhibit 4, an affidavit from Mr. Daniel Sanchez  
24 stating that these wells have not had production in  
25 excess of 15 months; and Exhibit 5, an affidavit of

1 service prepared by myself showing that we notified  
2 Robinson Oil, Jason Robinson, both addresses on file  
3 with the New Mexico Secretary of State and the Oil  
4 Conservation, as well as Wells Fargo California, which  
5 has the operator's blanket bond. The party was  
6 unlocatable, so Exhibit 5B is an Affidavit of  
7 Publication from both the "Lovington Leader" and the  
8 "Artesia Daily Press." And we would had no response or  
9 contact from this operator.

10 So as required by the rule, we would  
11 request an order directing Robinson Oil to come to  
12 compliance with 19.15.5.9.(A)(4) and 19.15.25.8 NMAC  
13 within 45 days of the issuance of the order, and if not,  
14 the OCD be authorized to plug and abandon these wells.

15 EXAMINER McMILLAN: Okay.

16 MR. HERRMANN: With that, I move to admit  
17 OCD Exhibits 1 through 5.

18 EXAMINER McMILLAN: Exhibits 1 through 5  
19 shall be accepted as part of the record.

20 (NMOCD Compliance and Enforcement Bureau  
21 Exhibit Numbers 1 through 5 are offered and  
22 admitted into evidence.)

23 MR. HERRMANN: And request that you take  
24 this case under advisement.

25 EXAMINER McMILLAN: Case 20198 shall be

1 taken under advisement.

2 Thank you.

3 MR. HERRMANN: Thank you very much.

4 (Case Number 20198 concludes, 1:22 p.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 27th day of March 2019.  
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22  
23 MARY C. HANKINS, CCR, RPR  
24 Certified Court Reporter  
25 New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2019  
Paul Baca Professional Court Reporters