

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

IN THE MATTER OF THE  
OIL CONSERVATION DIVISION  
PRE-HEARING DOCKET 17-20

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS

PRE-HEARING TRANSCRIPT

MAY 28, 2020

SANTA FE, NEW MEXICO

BEFORE: FELICIA ORTH, CHIEF EXAMINER  
KATHLEEN MURPHY, TECHNICAL EXAMINER  
DYLAN COSS, TECHNICAL EXAMINER  
SCOTT COX, TECHNICAL EXAMINER  
BAYLEN LAMKIN, TECHNICAL EXAMINER

This matter came on for virtual hearing before the New Mexico Oil Conservation Division, EXAMINERS FELICIA ORTH, KATHLEEN MURPHY, SCOTT COX, DYLAN COSS and BAYLEN LAMKIM, on Thursday, May 28, 2020, 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: Irene Delgado, NMCCR 253  
PAUL BACA PROFESSIONAL COURT REPORTERS  
500 Fourth Street, NW, Suite 105  
Albuquerque, NM 87102  
505-843-9241

1 HEARING EXAMINER ORTH: It's 8:15. This is  
2 Felicia Orth, the hearing examiner appointed by the Oil  
3 Conservation Division, the Energy Mineral Resources  
4 Department to conduct the hearing you see on the hearing  
5 worksheet for today, May 28, 2020.

6 I will begin calling out the cases in the order  
7 in which you see them on the worksheet, which I  
8 have adjustments based on a lot of late-breaking e-mails.  
9 We've got 29 participants, some of whom are just designated  
10 as call-in users 2, 3, 4 and 5, otherwise, good morning to  
11 you all.

12 If the call is interrupted because of technical  
13 difficulties or mischief, please wait a few minutes and then  
14 go to your e-mail, as we will send out a (unclear audio)  
15 when we are conducting these hearings if we are in the  
16 process.

17 I do have one important reminder for folks.  
18 Based on a late request for continuance on this docket as on  
19 the last one, continuances must be filed -- motions for  
20 continuance must be filed via the portal by 8:15 on Tuesday.  
21 And our hearing clerk would, would prefer that it happen  
22 that way, otherwise I will be asked to dismiss the matter  
23 even if it appears on the docket.

24 So are there any questions about the process we  
25 will be using or the order on the hearing sheet or questions

1 generally? I do have the e-mails that have come in in the  
2 last 18 hours or so relating to an out-of-state lawyer  
3 relating again to the continuance. And there are a couple  
4 of matters that we will be taking up at 10 a.m. based on  
5 availability of counsel.

6 Is there anything else I should know about before  
7 I start calling the cases?

8 (No audible response.)

9 HEARING EXAMINER ORTH: No, okay. Thank you.

10 (Examiner hearings held.)

11 HEARING EXAMINER ORTH: So that concludes the 32  
12 matters on this worksheet, but I see Mr. Hall and Mr.  
13 Feldewert are still on the session.

14 And I was wondering, we had talked two weeks ago  
15 about matters 21236 and 21237, that there would be a  
16 prehearing stipulated prehearing order sent to my e-mail,  
17 but I haven't received it, and I'm wondering just, again,  
18 you are on not on this worksheet but I was wondering if I  
19 could still expect something on those matters.

20 MR. HOUGH: This is Lance Hough. The simple  
21 answer is yes. I have been working with my client on, you  
22 know, potential approach for that, having, you know, gotten  
23 a draft out to Michael Feldewert, however, that is coming  
24 soon.

25 So I guess the answer is, we anticipate as soon

1 as possible, but obviously we haven't sent that in to you  
2 yet.

3 HEARING EXAMINER ORTH: Okay, thank you. I was  
4 really only asking because the scheduling hearing, I wanted  
5 to make sure that I was leaving room for everything that  
6 might be coming on the near horizon.

7 Thank you. Is there anything else before we  
8 adjourn here?

9 (No audible response.)

10 HEARING EXAMINER ORTH: No, all right. Well,  
11 thank you all very much. Have a wonderful rest of the week.

12 MR. FELDEWERT: Thank you.

13 MR. AMES: You as well.

14 (Prehearing concluded.)

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1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

3 REPORTER'S CERTIFICATE

4 I, IRENE DELGADO, New Mexico Certified Court  
5 Reporter, CCR 253, do hereby certify that I reported the  
6 foregoing virtual proceedings in stenographic shorthand and  
7 that the foregoing pages are a true and correct transcript  
8 of those proceedings and were reduced to printed form by me  
9 to the best of my ability.

10 I FURTHER CERTIFY that I am neither employed by  
11 nor related to any of the parties of attorneys in this case  
12 and that I have no interest in the final disposition of this  
13 case.

14 I FURTHER CERTIFY that the virtual proceeding was  
15 of varying quality.

16 Dated this 28th day of May 2020.

17 /s/ Irene Delgado

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19 Irene Delgado, NMCCR 253  
License Expires: 12-31-20

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