

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

**APPLICATION OF ASCENT ENERGY,  
LLC, FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO**

**CASE NOS. 21393 AND 21394**

**APACHE CORPORATION'S PRE-HEARING STATEMENT**

Apache Corporation ("Apache") submits this Pre-hearing Statement for the above referenced cases pursuant to the rules of the Oil Conservation Division ("Division").

**APPEARANCES**

**APPLICANT**

Ascent Energy, LLC

**ATTORNEY**

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**OPPOSING PARTIES**

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### **STATEMENT OF CASES**

Cases numbers 21393 and 21394 involve applications filed by Ascent Energy, LLC (“Ascent”) to compulsory pool various parties in two units, a Bone Spring unit and a Wolfcamp unit, underlying the E/2 W/2 of Sections 28 and 33, Township 20 South, Range 30 East, NMPM, Eddy County, New Mexico. These Ascent cases are currently set for the September 10, 2020 Hearing Examiner Docket. These cases, however, are subject to competing applications filed by Mewbourne Oil Company (Case Nos. 21361-21364) and others that will soon be filed by Apache. Commission Order No. R-21454 directed the Division to hear all of the competing applications together to prevent waste and protect correlative rights. Thus, consistent with Order R-21454, Case numbers 21393 and 21394 should not be heard on September 10, 2020, but instead should be set for a hearing with the Mewbourne applications and, once filed, the Apache applications.

### **PROPOSED EVIDENCE**

Given Order R-21454’s mandate that these cases be heard with the competing Mewbourne cases and the too-be-filed Apache cases, Apache does not propose to provide any evidence at this time, but reserves its right to do so when the competing cases are set for hearing before the Division.

### **PROCEDURAL ISSUES**

Apache agrees that a status conference be held on the September 10 hearing date to discuss the dates on which the Division would hear the competing Ascent, Mewbourne, and Apache cases.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail on September 3, 2020:

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