

STATE OF NEW MEXICO
ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION
DOCKET NO. 31-20

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS
SPECIAL HEARING OF THE OIL CONSERVATION COMMISSION
PREHEARING PROCEEDINGS
(Agenda Items 1, 2, 3)

THURSDAY, SEPTEMBER 3, 2020
SANTA FE, NEW MEXICO

BEFORE: ADRIENNE SANDOVAL, COMMISSIONER CHAIR
THOMAS ENGLER, PhD, COMMISSIONER
NIRANJAN KHALSA, COMMISSIONER
MIGUEL LOZANO, ESQ., COMMISSION COUNSEL

This matter came on for virtual hearing before the New Mexico Oil Conservation Commission on Thursday, September 3, 2020, through the New Mexico Energy, Minerals and Natural Resources Department Webex Platform, Santa Fe, New Mexico

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1 (Time noted 9:58 a.m.)

2 COMMISSION CHAIR SANDOVAL: All right. Good
3 morning. It is 9:58. I will call this meeting to order
4 on September 3, 2020. And this is a Special Meeting of
5 the New Mexico Oil Conservation Commission. I am Adrienne
6 Sandoval, Director of the Oil Conservation Division and
7 Chair of the Oil Conservation Commission.

8 Will the commissioners introduce themselves
9 for the record.

10 MR. LOZANO: I am Miguel.

11 MR. ENGLER: I am Tom Engler, and I am the
12 designee of the ENMRD Secretary on the Commission.

13 COMMISSIONER KHALSA: I am Niranjana Khalsa, the
14 designee of the Commissioner of State Public Lands.

15 COMMISSION CHAIR SANDOVAL: Also with us is
16 Miguel Lozano, Counsel for the Commission, and Florene
17 Davidson Commission Clerk.

18 Uhm, let's see. I want to make sure the
19 court reporter is on.

20 (Note: Discussion off the record.)

21 THE SPECIAL MASTER: All right. Ms. Macfarlane,
22 if you have issues, please put it in the chat box. We
23 will be monitoring that. It looks like she can hear us so
24 that's great. We will proceed.

25 This is an electronic meeting in lieu of a

1 public assembly; however, it is still a public meeting
2 conducted pursuant to the Open Meetings Act, NMSA 1978,
3 Sections 10-15-1.4. The public portions will be reported
4 and transcribed by a court reporter as is in a normal
5 meeting; the executive session portions are not public and
6 will not be recorded or available by any attendees. Items
7 discussed in the closed session may be voted upon in the
8 open session when the session resumes.

9 The special protocols for attorneys and
10 parties is as follows: As a courtesy to our member
11 parties and others listening, all participants will be
12 muted. All members of the Commission participating
13 remotely must identify themselves whenever they speak and
14 must be clearly audible to the other members of the
15 Commission and to the public.

16 Members and parties, or party attorneys
17 should avoid speaking over each other as much as possible.

18 All votes of the Commission during this
19 meeting will be conducted by roll call vote.
20 Additionally, the chair will suspend the meeting if a
21 disruption in the audio or video occurs. If the
22 Commission decides to enter into executive session, the
23 members will call in to a different conference line to
24 hold executive session. The members will return to public
25 meeting after executive session. The public member line

1 will remain open during executive session.

2 There's a list of items on today's agenda
3 for the meeting. I have reviewed the agenda and move it
4 be adopted for today's meeting. Is there a second?

5 COMMISSIONER ENGLER: I second the agenda.

6 COMMISSION CHAIR SANDOVAL: Mr. Lozano, will you
7 do a roll call vote, please.

8 MR. LOZANO: Yes, Madam Chair.

9 Commissioner Khalsa?

10 COMMISSIONER KHALSA: Oh, yes, I accept.

11 MR. LOZANO: Commissioner Engler.

12 COMMISSION CHAIR SANDOVAL: Hold on. Can you
13 hear Ms. Khalsa when she speaks?

14 A panelist, which would be one of the
15 lawyers, will you please let us know if you can hear Ms.
16 Khalsa when she speaks.

17 MS. BADA: I can't.

18 MR. MICKLEJOHN: This is Doug Micklejohn. I
19 cannot hear her.

20 (Note: Pause.)

21 MR. LOZANO: Commissioner Khalsa?

22 COMMISSIONER KHALSA: Commissioner Khalsa
23 approves the agenda.

24 MR. LOZANO: Commissioner Engler?

25 COMMISSIONER ENGLER: I approve the agenda.

1 MR. LOZANO: Chair Sandoval?

2 COMMISSION CHAIR SANDOVAL: I approve the
3 agenda. The agenda is adopted unanimously.

4 In your packet are the draft minutes from
5 August 13th meeting which was continued to August 14th and
6 20th. If you read the minutes, are there any corrections?

7 COMMISSIONER ENGLER: I have no corrections.

8 COMMISSIONER KHALSA: I have no corrections.

9 COMMISSION CHAIR SANDOVAL: Is there a motion
10 and a second to approve the minutes?

11 COMMISSIONER ENGLER: I move to approve the
12 minutes as written.

13 COMMISSIONER KHALSA: I move to approve the
14 minutes as written.

15 COMMISSION CHAIR SANDOVAL: Mr. Lozano, will you
16 do a roll call vote please.

17 MR. LOZANO: Commissioner Khalsa.

18 COMMISSIONER KHALSA: I approve. Commissioner
19 Khalsa approves the minutes.

20 MR. LOZANO: Commissioner Engler.

21 COMMISSIONER ENGLER: I approve.

22 MR. LOZANO: Chair Sandoval?

23 COMMISSION CHAIR SANDOVAL: Approve. The
24 minutes from August 13th are adopted unanimously.

25 (Time Noted: 10:06 a.m.)

1 STATE OF NEW MEXICO)

2 : SS

3 COUNTY OF TAOS)

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

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CCR No. 122, DO HEREBY CERTIFY that on Thursday, September

8

3, 2020, the proceedings in the above-captioned matter

9

were taken before me; that I did report in stenographic

10

shorthand the proceedings set forth herein, and the

11

foregoing pages are a true and correct transcription to

12

the best of my ability and control.

13

I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

15

rules) any of the parties or attorneys in this case, and

16

that I have no interest whatsoever in the final

17

disposition of this case in any court.

18

/s/ Mary Macfarlane

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MARY THERESE MACFARLANE, CCR

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NM Certified Court Reporter No. 122

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