

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:

CASE NOS: 20676

APPLICATION OF TAP ROCK RESOURCES LLC  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

CASE NOS: 21536, 21537

APPLICATION OF COG OPERATING LLC  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS

EXAMINER HEARING

DECEMBER 17, 2020

SANTA FE, NEW MEXICO

This matter came on for virtual hearing before  
the New Mexico Oil Conservation Division, HEARING OFFICER  
FELICIA ORTH and TECHNICAL EXAMINER JOHN GARCIA on December  
17, 2020, through the Webex Platform.

Reported by: Irene Delgado, NMCCR 253  
PAUL BACA PROFESSIONAL COURT REPORTERS  
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A P P E A R A N C E S

For the Applicant:

JAMES BRUCE  
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For COG Operating:

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I N D E X

CASE CALLED	
STATUS CONFERENCE	03
REPORTER CERTIFICATE	06

1 HEARING EXAMINER ORTH: Let's move to our last  
2 three matters. This application is 20686. The applicant is  
3 Tap Rock Resources, compulsory pooling application for the  
4 Painted Pole. Mr. Bruce, are you with us for the applicant  
5 in this case?

6 MR. BRUCE: Yes, that is correct.

7 HEARING EXAMINER ORTH: All right. COG has  
8 entered its appearance. Mr. Rodriguez, are you here for  
9 COG?

10 MR. RODRIGUEZ: Yes, good morning.

11 HEARING EXAMINER ORTH: Good morning. And the  
12 other two related cases in the status conference this  
13 morning are 21422 and 21423. COG is the applicant in those  
14 two cases, compulsory pooling application, Keg Shell Fed Com  
15 and Tap Rock represented by Mr. Bruce.

16 So who will be kicking off the discussion for the  
17 status conference?

18 MR. RODRIGUEZ: I can start off, if that's all  
19 right.

20 HEARING EXAMINER ORTH: Thank you, Mr. Rodriguez.

21 MR. RODRIGUEZ: Sure. So in these contested  
22 matters the parties have been engaging in some productive  
23 conversation recently regarding the acreage at issue. And  
24 both parties are requesting further time to hopefully come  
25 to a voluntarily agreement and avoid a contested hearing.

1 MR. BRUCE: And I agree with Mr. Rodriguez. My  
2 only problem is my case is so old now I don't even know if I  
3 can find my file anymore.

4 MR. RODRIGUEZ: These have been going on a year.

5 MR. BRUCE: So I hope they go away.

6 HEARING EXAMINER ORTH: All right. So are we  
7 setting a hearing date this morning or no.?

8 MR. BRUCE: Maybe we should continue it for a  
9 month or two months and then have another status conference.

10 MR. RODRIGUEZ: Yeah, I think that works.

11 HEARING EXAMINER ORTH: Who will be doing the  
12 continuance? I guess both of you?

13 MR. RODRIGUEZ: I will file the continuances  
14 today.

15 MR. BRUCE: Yeah.

16 HEARING EXAMINER ORTH: Okay. Make sure you go  
17 through the portal, each of you.

18 MR. BRUCE: Right.

19 HEARING EXAMINER ORTH: And you will do that with  
20 Marlene then.

21 MR. RODRIGUEZ: Perfect.

22 HEARING EXAMINER ORTH: Ask two months ahead.

23 MR. BRUCE: Okay. So what is that, the 18th,  
24 February 18th?

25 HEARING EXAMINER ORTH: Yes, would be about two

1 months from today.

2 HEARING EXAMINER ORTH: Are you sure you don't  
3 want to make it a hearing date instead?

4 MR. BRUCE: What do you think, Michael.

5 MR. RODRIGUEZ: I think that sounds good --  
6 yeah, that's fine with me. I mean --

7 MR. BRUCE: That's fine with me. The last I  
8 spoke with my clients, I thought they were fairly close to  
9 reaching agreement and getting rid of a fight.

10 HEARING EXAMINER ORTH: All right. So we'll  
11 issue a prehearing order noting February 18 as the hearing  
12 date in these three matters and hope then that we don't need  
13 it.

14 MR. BRUCE: Thank you.

15 MR. RODRIGUEZ: That sounds great. Thank you.

16 HEARING EXAMINER ORTH: So we have reached the  
17 end of the docket this morning. That was a quick one. Is  
18 there anything else we can talk about while we're all --

19 (Remaining discussion appended to prehearing  
20 transcript.)

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1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

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4 REPORTER'S CERTIFICATE

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

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

15 I FURTHER CERTIFY that the Virtual Proceeding was  
16 of poor to good quality.

17 Dated this 17th day of December 2020.

18

/s/ Irene Delgado

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

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