

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: 21764, 21765

APPLICATION OF CIMAREX ENERGY COMPANY
FOR A HORIZONTAL SPACING UNIT AND
PRORATION UNIT AND COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS
EXAMINER HEARING
APRIL 8, 2021
SANTA FE, NEW MEXICO

This matter came on for virtual hearing before
the New Mexico Oil Conservation Division, HEARING OFFICER
WILLIAM BRANCARD and TECHNICAL EXAMINER DEAN McCLURE on
Thursday, April 8, 2021, through the Webex Platform.

Reported by: Irene Delgado, NMCCR 253
PAUL BACA PROFESSIONAL COURT REPORTERS
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Albuquerque, NM 87102
505-843-9241

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A P P E A R A N C E S

For the Applicant:

ABADIE & SCHILL, PC
DARIN C. SAVAGE
214 McKenzie Street
Santa Fe, NM 87501
970-395-4401

For EOG:

KAITLYN LUCK
HOLLAND & HART
110 North Guadalupe, Suite 1
Santa Fe, NM 87501
505-954-7286

For Colgate:

PADILLA LAW FIRM
ERNEST PADILLA
1512 S. St. Francis Drive
Santa Fe, NM 87505

I N D E X

CASE CALLED
MOTION TO DISMISS
REPORTER CERTIFICATE

1 HEARING EXAMINER BRANCARD: The next item on the
2 agenda is cases 21764, 21765. This is Cimarex Energy,
3 Abadie & Schill.

4 MR. SAVAGE: Yes, Mr. Brancard, good morning.
5 Darin Savage appearing -- with Abadie & Schill, Santa Fe
6 office appearing on behalf of Cimarex Energy Company.

7 HEARING EXAMINER BRANCARD: Okay, thank you.
8 EOG, Holland & Hart.

9 MS. LUCK: Good morning, Mr. Examiner, Kaitlyn
10 Luck with the Santa Fe office of Holland & Hart on behalf of
11 EOG.

12 HEARING EXAMINER BRANCARD: Colgate, Mr. Padilla?

13 MR. PADILLA: Yes, Ernest Padilla for Colgate
14 Operating.

15 HEARING EXAMINER BRANCARD: So in this matter we
16 had, instead of the status conference, but there is a motion
17 to dismiss and a response. And if I understand correctly,
18 Mr. Savage, Cimarex is dismissing these cases; is that
19 correct?

20 MR. SAVAGE: That is correct. We are not going
21 to oppose the motion. There are a number of issues related
22 to the cases that the Commission is currently deciding. If
23 the Commission finds it proper to proceed, we are going to
24 be ready to refile again. And at that time all the parties
25 should be satisfied with -- and have ample time to conclude

1 negotiations.

2 HEARING EXAMINER BRANCARD: Thank you. So unless
3 there are objections by the parties, we will move ahead with
4 the dismissal of these cases. Any comments or concerns from
5 the other parties?

6 MR. PADILLA: I don't have any objection to
7 withdrawal and dismissal of these cases.

8 MS. LUCK: Also none from EOG.

9 HEARING EXAMINER BRANCARD: Thank you. I forgot
10 to ask, are there any other parties that are interested in
11 this matter?

12 (No audible response.)

13 HEARING EXAMINER BRANCARD: So Cases 21764, 21765
14 will be dismissed and an order will be issued. Thank you.

15 (Concluded.)

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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 8th day of April 2021.

18

/s/ Irene Delgado

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Irene Delgado, NMCCR 253
License Expires: 12-31-21

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