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A P P E A R A N C E S

For Apache Corporation, Marathon Oil Permian
and City of Carlsbad:

Deana Bennett, Esq.
Modrall Sperling
P.O. Box 2168
Albuquerque, New Mexico
87103-2168
(505) 848-1800
deana.bennett@modrall.com

For Matador Production Co., MRC Permian Co.,
Mewbourne and MRC Permian, LKE, Co.:

James Bruce, Esq.
P.O. Box 1056
Santa Fe, NM 87504
(505) 982-2043
jamesbruc@aol.com

Technical Examiner:

Dean McClure

E X H I B I T S

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Exhibits 5

1 EXAMINER BRANCARD: So we'll move on to
2 Case No. 38 on our list today, case 22202, Marathon Oil
3 Permian.

4 MS. BENNETT: Good morning, Mr. Examiner.
5 Deana Bennett on behalf of Marathon Oil Permian, LLC.

6 EXAMINER BRANCARD: All right. Are there any
7 other interested persons in case 22202?

8 Hearing none, Ms. Bennett, you may proceed.

9 MS. BENNETT: Thank you very much. Again,
10 Deana Bennett on behalf of Marathon Oil Permian, LLC. In
11 this case, Marathon Oil Permian is seeking an additional
12 extension of time to commence drilling the initial well
13 under order R20996. This order and this case involves
14 Marathon's crossbow wells, and I have included in the
15 exhibits a self-affirmed declaration of Clayton Rule,
16 R-U-L-E, and Mr. Rule has previously testified before the
17 Division, and his credentials have been accepted as a matter
18 of record.

19 As I mentioned in this case, Marathon is seeking an
20 extension of time, an additional year, within which to
21 commence drilling the initial well under the order. As the
22 Division is aware in other cases, Marathon has sought
23 similar extensions of time due to COVID, the disruption in
24 market and those disruptions continue today and development
25 plans have been impacted and continue to be impacted,

1 although Marathon is working toward getting all of its
2 development plans back online and up and running again.

3 So Marathon is asking in this case, as I mentioned,
4 for an additional year to commence drilling. Under the
5 order as it stands, Marathon would be required to commence
6 drilling by January 31st, 2022, and Marathon is asking that
7 the extension -- that time be extended to January 31st,
8 2023. And Mr. Rule's declaration goes into more detail
9 about the need for the extension.

10 In addition, in the materials I have submitted on
11 Tuesday, I included a notice affidavit showing that notice
12 of this hearing was timely mailed and timely published.

13 With that, I would ask that the exhibits in Case No.
14 22202 be admitted into the record and I will stand for any
15 questions I may answer.

16 EXAMINER BRANCARD: Mr. McClure, any questions?

17 MR. MCCLURE: Do we know what was going on with
18 this 20996-B? I don't know if you looked into that,
19 Mr. Brancard or not.

20 EXAMINER BRANCARD: It appears that the original
21 case, Ms. Bennett, was appealed to the Commission?

22 MS. BENNETT: It was, and that appeal was
23 dismissed.

24 EXAMINER BRANCARD: Okay. Go ahead.

25 MS. BENNETT: It is either dismissed or withdrawn,

1 I can't recall right now, but that appeal is -- no longer
2 has legs.

3 EXAMINER BRANCARD: Right. That was filed by MRC
4 Permian and Sugar Creek Resources. So they have not
5 appeared in this case, so I guess they are okay with
6 whatever Marathon is doing.

7 MR. MCCLURE: I guess on that basis I don't have
8 any questions.

9 EXAMINER BRANCARD: Thank you.

10 MR. MCCLURE: Thank you.

11 EXAMINER BRANCARD: Any other interested persons
12 with comments on case 22202?

13 Hearing none, the exhibits will be admitted into the
14 record and case 22202 will be taken under advisement.

15 Thank you.

16 (Exhibits in case 22202 admitted into the record.)

17 MS. BENNETT: Thank you very much.

18 (Concluded 9:21 a.m.)

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1 STATE OF NEW MEXICO)
2) SS
3 COUNTY OF BERNALILLO)
4

5 REPORTER'S CERTIFICATE
6

7 I, CHRISTINE J. ROYBAL, New Mexico Reporter
8 No. CCR-50, DO HEREBY CERTIFY that on Thursday, October 21,
9 2021, the proceedings in the above-captioned matter were
10 taken before me; that I did report in stenographic shorthand
11 the proceedings set forth herein, and the foregoing pages
12 are true and correct transcription to the best of my ability
13 and control.

14 I FURTHER CERTIFY that I am neither employed by nor
15 related to nor contracted with any of the parties or
16 attorneys in this case, and that I have no interest
17 whatsoever in the final disposition of this case in any
18 court.

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/S/ Christine J. Roybal

CHRISTINE J. ROYBAL, CCR, RPR
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