

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

IN THE MATTTTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

Application of TAP ROCK RESOURCES, LLC
for Compulsory pooling,
Eddy County, New Mexico Case Nos. 22280, 22281

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, NOVEMBER 4, 2021

EXAMINER HEARING

This matter came on for hearing before the
New Mexico Oil Conservation Division, William
Brancard, Esq. Hearing Examiner, Dean McClure
Technical Examiner, on Thursday, November 4, 2021,
via Webex Virtual Conferencing Platform hosted
by the New Mexico Department of Energy, Minerals and
Natural Resources

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Reported by: Mary Therese Macfarlane.
 New Mexico CCR #122
 PAUL BACA COURT REPORTERS
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 (505) 843-9241

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A P P E A R A N C E S

FOR TAP ROCK RESOURCES: James Bruce, Esq.
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C O N T E N T S

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1 (Time noted 8:48 a.m.)

2 EXAMINER BRANCARD: No. 16 on the worksheet, 16
3 and 17, Cases -2280 and -2281, Tap Rock Resources.

4 MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe
5 representing Tap Rock.

6 EXAMINER BRANCARD: And I think we have an
7 objection to this case moving ahead on affidavit from WTX
8 Energy.

9 MR. SAVAGE: Yes. Good morning, Mr. Hearing
10 Examiner. Darin Savage with Abadie and Schill appearing
11 on behalf of WPX Energy Permian, LLC. And WPX has raised
12 some issues with Tap Rock, and as far as I understand,
13 they would like the two parties to address these and have
14 some time to address the issues raised.

15 EXAMINER BRANCARD: Okay. Let me just check.

16 Are there any other interested persons for
17 Cases 22280, 22281?

18 MR. FELDEWERT: Mr. Examiner, Michael Feldewert
19 with the Santa Fe office of Holland & Hart. I saw we were
20 listed as counsel on the worksheet but I double checked
21 and we are not in this case.

22 EXAMINER BRANCARD: That is a word processing
23 error.

24 Hearing no other parties, then, Mr. Bruce,
25 we are going to schedule a status conference on this? Is

1 that what we would like to do, or what were the parties
2 thinking here?

3 MR. BRUCE: I would prefer to set it for a
4 hearing. I would push it out a ways, just so, uh -- I
5 don't want to set it for another status conference, I just
6 want to -- that would just kick the can down the road
7 another month. Maybe get it to a mid-December or
8 mid-January date, just to set it for hearing, see if the
9 parties can work things out.

10 EXAMINER BRANCARD: All right. Well, I'll give
11 you two choices: January 6th or February 3rd.

12 MR. BRUCE: How about January 6th.

13 EXAMINER BRANCARD: All right.

14 MR. BRUCE: And then if something changes we
15 will advise the Division.

16 EXAMINER BRANCARD: Mr. Savage.

17 MR. SAVAGE: Yes, it is my understanding that
18 the parties are in communication and talking about this,
19 and I believe January 6th would be appropriate.

20 EXAMINER BRANCARD: Okay. This will be setting
21 it for a hearing.

22 MR. SAVAGE: Yes.

23 EXAMINER BRANCARD: All right. So again, any
24 other interested persons in Cases 22280 or -81? (Note:
25 Pause.)

1 Hearing none, these two cases will be set
2 for a hearing on January 6th and I will issue a Prehearing
3 Order. Thank you.

4 MR. SAVAGE. Thank you.

5 MR. BRUCE: Thank you.

6 (Time noted 8:51 a.m.)

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1 STATE OF NEW MEXICO).

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3 COUNTY OF TAOS)

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5 REPORTER'S CERTIFICATE

6 I, MARY THERESE MACFARLANE, New Mexico Reporter
7 CCR No. 122, DO HEREBY CERTIFY that on Thursday,
8 November 4, 2021, the proceedings in the above-captioned
9 matter were taken before me; that I did report in
10 stenographic shorthand the proceedings set forth herein,
11 and the foregoing pages are a true and correct
12 transcription to 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

19 /s/Mary Macfarlane_____

20 MARY THERESE MACFARLANE, CCR
21 NM Certified Court Reporter No. 122
License Expires: 12/31/2021

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