

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: 22033, 22282

APPLICATION OF KAISER-FRANCIS OIL COMPANY  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS  
EXAMINER HEARING  
DECEMBER 2, 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 EXAMINERS DEAN McCLURE and  
DYLAN ROSE-COSS on Thursday, December 2, 2021, through the  
Webex Platform.

Reported by: Irene Delgado, NMCCR 253  
PAUL BACA PROFESSIONAL COURT REPORTERS  
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Albuquerque, NM 87102  
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A P P E A R A N C E S

For the Applicant:

JAMES BRUCE  
P.O. Box 1056  
Santa Fe, NM 87504-1056  
505-982-2151  
jamesbruce@aol.com

For MRC Permian and Matador:

MICHAEL FELDEWERT  
HOLLAND & HART  
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Santa Fe, NM 87501  
505-954-7286

I N D E X

CASE CALLED	
STATUS CONFERENCE	03
REPORTER CERTIFICATE	06

1 HEARING EXAMINER BRANCARD: Cases nine and ten,  
2 Kaiser-Francis 22033, 22282.

3 MR. BRUCE: Mr. Examiner, Jim Bruce representing  
4 Kaiser-Francis Oil Company.

5 HEARING EXAMINER BRANCARD: We have entries from  
6 MRC Permian and Matador.

7 MR. FELDEWERT: May it please the Examiner,  
8 Michael Feldewert with the Santa Fe office of Holland &  
9 Hart.

10 HEARING EXAMINER BRANCARD: All right. Mr.  
11 Bruce, you very recently told us there is a change in the  
12 status here in these cases.

13 MR. BRUCE: That's correct. The parties have  
14 been in negotiations in this general area on development of  
15 the reservoir and have come to a written agreement. And so  
16 insofar as these two cases, Kaiser-Francis will be the  
17 operator, and there were some counter-applications filed by  
18 Matador which have been dismissed.

19 So what I would like is to put on the first case,  
20 22033, as soon as possible, and then I would continue the  
21 second case into either mid, mid January or early February.  
22 I think there is some issues that need to be addressed  
23 before that case is heard, and I -- I would, I don't -- my  
24 continuing 22033 as long as it's not for long, they just  
25 want to get moving on the case.

1 HEARING EXAMINER BRANCARD: Is that okay with  
2 you, Mr. Feldewert?

3 MR. FELDEWERT: Yes, Mr. Examiner, Mr. Bruce is  
4 correct, the parties have an agreement and we have no  
5 objection to Kaiser-Francis proceeding with these two cases.

6 HEARING EXAMINER BRANCARD: Are there any other  
7 persons for these cases 22033, 22282?

8 (No audible response.)

9 HEARING EXAMINER BRANCARD: Mr. Bruce, I believe  
10 you already filed a prehearing statement and exhibits on  
11 22033.

12 MR. BRUCE: Yes, yes, and if it can be heard  
13 today, just put it toward the end of the hearing matters. I  
14 would be glad to do it then.

15 HEARING EXAMINER BRANCARD: I don't think you met  
16 the deadline for the prehearing statement, so why don't we  
17 do it the next hearing, December --

18 MR. BRUCE: 16?

19 HEARING EXAMINER BRANCARD: -- 16.

20 MR. BRUCE: Thank you. And I will continue the  
21 other one to I think January or February.

22 HEARING EXAMINER BRANCARD: And that's just --  
23 again, that's uncontested; is that correct?

24 MR. BRUCE: That one is uncontested also.

25 HEARING EXAMINER BRANCARD: Well, why don't we

1 just come up with a date then for that. Why don't we do  
2 February 3.

3 MR. BRUCE: Okay. Thank you.

4 (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 reasonable quality.

17 Dated this 2nd day of December 2021.

18

/s/ Irene Delgado

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

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