

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:

IN RE ROBINSON OIL INC.

CASE NO. 22222

REPORTER'S TRANSCRIPT OF PROCEEDINGS

WEDNESDAY, DECEMBER 1, 2021

EXAMINER HEARING

This matter came on for hearing before the New Mexico Oil Conservation Division before Hearing Examiner, Ripley Harwood, Esq. on Wednesday, December 1, 2021, via Webex Virtual Conferencing Platform hosted by the New Mexico Department of Energy, Minerals and Natural Resources

Reported by: Mary Therese Macfarlane
New Mexico CCR #122
PAUL BACA PROFESSIONAL COURT REPORTERS
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A P P E A R A N C E S

FOR NM EMNRD, OIL & GAS DIVISION:

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ROB JACKSON	
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I N D E X o f E X H I B I T S

No.	DESCRIPTION	ADMITTED
1	Resume	7
2	Notice of Violation	7
3	OCD Docketing Notice	7
4	Certified Mail tracking information	7
5	Civil Penalty Calculation	7
6	Civil Penalty Calculation	7
7	Civil Penalty Calculation (FA)	7

1 (Time noted 1:21 p.m.)

2 EXAMINER HARWOOD: We are now moving to Case
3 22222. It's a Notice of Violation issued to Robinson Oil
4 Incorporated.

5 I don't see anybody in the dwindling
6 panelist list who could potentially be a candidate for
7 representation of Robinson Oil, Incorporated, so let's
8 note for the record that Robinson Oil, Incorporated, has
9 failed to appear for this hearing.

10 Mr. Tremaine, I'll let you take it from
11 here.

12 MR. TREMAINE: Thank you.

13 ROB JACKSON,

14 having been duly sworn, testified as follows:

15 DIRECT EXAMINATION

16 BY MR. TREMAINE:

17 Q. Mr. Jackson in regard to Robinson Oil, Case
18 No. 22222, did you assist in preparation of the Notice of
19 Violation in this matter?

20 A. I did.

21 Q. Did you provide the number and status of wells
22 and financial assurance that are the bases as far as the
23 Notice of Violation?

24 A. I did.

25 Q. Are you aware of that OCD filed a Prehearing

1 Statement and Exhibit Binder in this case?

2 A. Yes.

3 Q. And you're aware that there is a section within
4 the Prehearing Statement labeled Direct Testimony?

5 A. I am.

6 Q. Do you affirm and adopt the Direct Testimony
7 section of the Prehearing Statement as the testimony that
8 you intend to provide today?

9 A. Yes.

10 Q. Okay. In regard to the Exhibit Binder, Mr.
11 Jackson, Exhibit 1 is your resume; is that correct?

12 A. Correct.

13 Q. Is the information contained in that exhibit
14 true and accurate?

15 A. It is.

16 Q. Exhibit 2 is again the Notice of Violation
17 issued to Robinson Oil; is that correct?

18 A. Correct.

19 Q. And from your involvement with the Notice of
20 Violation, to the best of your knowledge is the
21 information contained in the Notice of Violation true and
22 accurate?

23 A. It is.

24 Q. Exhibit 2 is again the Oil Conservation
25 Division's Docketing Notice; is that correct?

1 A. Correct.

2 Q. And Mr. Thomas -- oh, Jeez. I'm moving too fast
3 here.

4 Mr. Jackson, is there -- you have reviewed
5 that, and you understand it to be a filing in this matter?

6 A. Yes.

7 Q. Moving on to Exhibit 4, this again is the
8 Certified Mail tracking information associated with this
9 case, correct?

10 A. Correct.

11 Q. And in this case is it true that the Oil
12 Conservation Division has received the two separate
13 delivery receipts, the green cards?

14 A. Yes.

15 Q. And have you reviewed the tracking information
16 associated with those tracking numbers on the United
17 States Postal Service website?

18 A. I have.

19 Q. Are you able to verify that the tracking
20 information available to the United States Postal Service
21 is consistent with the Notice and Delivery dates set forth
22 in the Prehearing statement?

23 A. It is.

24 Q. Exhibit 5, is it true that this is the civil
25 penalty, proposed civil penalties for Robinson Oil's

1 exceedance the inactive well threshold?

2 A. It is.

3 Q. And have you been able to review the number and
4 status of the wells that form the basis of this violation?

5 A. I have.

6 Q. And that information is true and accurate to the
7 best of your knowledge?

8 A. Yes.

9 Q. Moving on to Exhibit 6, is this the proposed
10 civil penalty for Robinson Oil Incorporated's failure to
11 file production reporting or C-115s?

12 A. Correct.

13 Q. And, again, have you reviewed the number and
14 status of the wells that are the basis of this violation?

15 A. Yes.

16 Q. Is that information true and accurate to the
17 best of your knowledge?

18 A. It is.

19 Q. All right. Exhibit 7, is it true that this is
20 the Oil Conservation Division's proposed civil penalty for
21 Robinson Oil's failure to provide adequate financial
22 assurance?

23 A. It is.

24 Q. And have you reviewed the number and status of
25 the wells that form that basis of this violation?

1 A. I did.

2 **Q. And are you able to verify the accuracy of this**
3 **information, to the best of your knowledge?**

4 A. It is.

5 MR. TREMAINE: Okay. At this time, Mr. Hearing
6 Examiner, I move admission of Exhibits 1 through 7.

7 EXAMINER HARWOOD: And again I'll note
8 Respondent has failed to appear and it appears that the
9 OCD has provided prima facie of timely and appropriate
10 service of Notice of this hearing.

11 So with no objection Exhibits 1 through 7
12 will be admitted.

13 **Q. (BY MR. TREMAINE) Mr. Jackson, to your**
14 **knowledge has Robinson Oil taken of the compliance actions**
15 **required under Section 3 of the Notice of Violation?**

16 A. They have not.

17 **Q. And to your knowledge has Robinson Oil contacted**
18 **the OCD, or specifically the Administrative Compliance**
19 **Bureau, to discuss the Notice of Violation?**

20 A. They have not.

21 MR. TREMAINE: Mr. Hearing Examiner, I have no
22 further questions.

23 EXAMINER HARWOOD: Okay. All right. Then Mr.
24 Tremaine, if you will prepare an appropriate form of draft
25 order and circulate it to me for review along the lines of

1 the other two cases we've just finished discussing.

2 MR. TREMAINE: I will. Thank you.

3 EXAMINER HARWOOD: Anything further?

4 MR. TREMAINE: Nothing further for OCD.

5 EXAMINER HARWOOD: Okay. Then I believe that
6 brings us to the conclusion of everything on this docket.
7 So thank you all for your time and for beginning my
8 education in the nuances of your business.

9 Thank you very much, and I guess at this
10 point we can go off that record, Ms. Macfarlane, and we
11 will adjourn the hearing.

12 (Time noted 1:28 p.m.)

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1 STATE OF NEW MEXICO)

2 : ss

3 COUNTY OF TAOS)

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

7

CCR No. 122, DO HEREBY CERTIFY that on Wednesday,

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December 1, 2021, the proceedings in the above-captioned

9

matter were taken before me; that I did report in

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stenographic shorthand the proceedings set forth herein,

11

and the foregoing pages are a true and correct

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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

/s/ Mary MacFarlane

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MARY THERESE MACFARLANE, CCR

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NM Certified Court Reporter No. 122

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License Expires: 12/31/2021

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