

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

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, FEBRUARY 22, 2022

REPORTER'S PRE- AND POST-HEARING TRANSCRIPT

This matter came on for hearing on Tuesday, February 22, 2022 before the New Mexico Oil Conservation Commission via the Webex Virtual Conferencing Platform hosted by the New Mexico Energy, Minerals and Natural Resources Department

IN ATTENDANCE:

ADRIENNE SANDOVAL	COMMISSION CHAIR
WILLIAM AMPOMAH	DESIGNEE, SECRETARY OF ENERGY
CHRISTOPHER BLOOM	DESIGNEE, COMMISSIONER OF PUBLIC LANDS
CHRIS MOANDER	COMMISSION COUNSEL
FLORENE DAVIDSON:	COMMISSION SECRETARY
REPORTED by:	Mary Therese Macfarlane New Mexico CCR #122 PAUL BACA COURT REPORTERS 500 Fourth Street NW, Suite 105 Albuquerque, New Mexico 87102 (505) 843-9241

	C O N T E N T S	
		PAGE
1		
2		
3	APPROVAL OF AGENDA:	4
4	APPROVAL OF JANUARY 14/15, 2022 MEETING MINUTES:	5
5	CASE NO. 21324 CALLED:	5
6	(Transcribed under separate cover.)	
7	CASE NO. 21744 CALLED:	5
8	(Transcribed under separate cover.)	
9	UPDATE ON ONGOING LITIGATION:	7
10	DE NOVO CASE NO. 21744 CONTINUED TO MARCH 10, 2022	7
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1 (Time noted 9:11 a.m.)

2 COMMISSION CHAIR SANDOVAL: All right. Good  
3 morning, everybody. It is February 22, 2022. It is  
4 9:11 a.m., and this is a regularly scheduled meeting of  
5 the Oil Conservation Commission.

6 I am Adrienne Sandoval, Chair of the Oil  
7 Conservation Commission and head of the Oil Conservation  
8 Division.

9 Also with me today are the two other  
10 commissioners. Would you please introduce yourselves for  
11 the record.

12 COMMISSIONER BLOOM: Sure. Good morning. Thank  
13 you.

14 Madam Chair, my name is Greg Bloom. I am  
15 the Designee of the Commissioner of Public Lands,  
16 Stephanie Garcia-Richard. Thanks.

17 COMMISSIONER AMPOMAH: Thank you, Madam Chair.

18 Good morning, everyone. I am Dr. William  
19 Ampomah, Designee of the Energy Secretary and also a  
20 professor at New Mexico Tech. Thank you.

21 COMMISSION CHAIR SANDOVAL: Also with us today  
22 is Chris Moander, counsel for the Commission, and Florene  
23 Davidson, Clerk to the Commission.

24 First item on the agenda is Approval of the  
25 Agenda.

1                   The agenda will move forward as written.

2    Is there a Motion for Approval of the Agenda?

3                   COMMISSIONER BLOOM:   Madam Chair, I move to  
4    approve the agenda.

5                   COMMISSION CHAIR SANDOVAL:   Second.

6                   COMMISSIONER AMPOMAH:   Madam Chair, I do second.

7                   COMMISSION CHAIR SANDOVAL:   Mr. Moander, would  
8    you do roll call, please.

9                   MS. MOANDER:   Yes, Madam Chair.

10                   Commissioner Ampomah.

11                   COMMISSIONER AMPOMAH:   Approved.

12                   MR. MOANDER:   Commission Bloom.

13                   COMMISSIONER BLOOM:   Approved.

14                   MR. MOANDER:   Madam Chair.

15                   COMMISSION CHAIR SANDOVAL:   Approved.

16                   MR. MOANDER:   The motion carries.

17                   COMMISSION CHAIR SANDOVAL:   The next item is  
18    approval of the January 13th and 14th 2022 commission  
19    meeting minutes.

20                   Commissioners, is there a motion to approve  
21    those meeting minutes?

22                   COMMISSIONER BLOOM:   Madam Chair, I would move  
23    to approve the minutes from our January meeting.

24                   COMMISSION CHAIR SANDOVAL:   Is there a second?

25                   COMMISSIONER AMPOMAH:   Madam Chair, I second.

1           COMMISSION CHAIR SANDOVAL: Mr. Moander, would  
2 you do a roll call, please.

3           MR. MOANDER: Yes, Madam Chair.

4                     Commissioner Ampomah.

5           COMMISSIONER AMPOMAH: Approve.

6           MR. MOANDER: Commissioner Bloom.

7           COMMISSIONER BLOOM: Approved.

8           MR. MOANDER: Madam Chair?

9           COMMISSION CHAIR SANDOVAL: Approved.

10          MR. MOANDER: The motion carries.

11          COMMISSION CHAIR SANDOVAL: Thank you. All  
12 right. Next item on the agenda is continuance of Case No.  
13 21324, but before we jump into that I just want to do a  
14 little housekeeping.

15                     So we still need to do deliberations and  
16 voting on 21324. I'm expecting that's going to take a  
17 little bit of time. Following that, we have Agenda Item  
18 No. 5, which is De Novo Case No. 21744. So that the  
19 lawyers aren't just sitting here, my recommendation would  
20 be for counsel in that case to check back in around 10:30.  
21 And, you know, we may still be deliberating or going on  
22 Agenda Item No. 4, but I think it will take likely at  
23 least that much time, and we won't start on that case  
24 until at least 10:30 if we were to finish earlier.

25                     Does that work for counsel in Case No.

1 21744?

2 MR. PADILLA: It does for me. This is Ernest  
3 Padilla.

4 MR. SAVAGE: Madam Chair, this should work as  
5 well.

6 COMMISSION CHAIR SANDOVAL: Okay. Sorry, Mr.  
7 Rankin.

8 MR. RANKIN: It's okay. I'm here, too. I'm  
9 just going to be monitoring the case but that works for me  
10 as well. No problem.

11 COMMISSION CHAIR SANDOVAL: Okay. Well, then  
12 YOU guys are welcome to either hop off and rejoin, or just  
13 stick on and stay on mute. And I would check back in at  
14 10:30, but we would not start Case No. 21744 until at  
15 least 10:30.

16 (Note: Agenda Item No. 4, De Novo Case  
17 No. 21324 transcribed under separate cover.)

18 (Note: Agenda Item No. 5, De Novo Case No.  
19 21744 transcribed under separate cover.)

20 MR. MOANDER: Excellent. And with that, I would  
21 recommend we go ahead and proceed through the remainder of  
22 the agenda and close out the hearing on completion of the  
23 agenda.

24 COMMISSIONER CHAIR SANDOVAL: Okay. I mean the  
25 remainder of the agenda is Other Business, so if the

1 witnesses need to drop, you can drop.

2 MR. MOANDER: They don't need to stay.

3 COMMISSIONER CHAIR SANDOVAL: Okay. Let's see.  
4 Agenda Item No. 6, since we are continuing Agenda Item  
5 No. 5 onto the regularly scheduled March 10th the docket.

6 Mr. Moander, do you have any updates on any  
7 litigation?

8 MR. MOANDER: I mean, I do to the extent that  
9 there's -- it's Case A-1-CA-39578, which I have updated  
10 the Commission several times about.

11 I checked the docket. I haven't received  
12 any additional pleadings or Notices, and so we are still  
13 awaiting a ruling from the Court of Appeals on that case.

14 COMMISSIONER CHAIR SANDOVAL: Thank you.

15 Any other business before the Commission  
16 today?

17 COMMISSIONER BLOOM: Madam Chair, it sounds like  
18 on our March meeting here, really the focus is going to be  
19 finishing up Cimarex and Colgate on the 10th. I'd let you  
20 know, but if we need more time, or if you see any other  
21 need for time, I'd be available that Friday morning, the  
22 11th, and I'm going to be out the next two weeks. It's  
23 like my first vacation in three years, so I won't be  
24 available at all. I'm taking my I-phone, and I'm going --

25 MR. MOANDER: How dare you.

1 COMMISSIONER BLOOM: -- for two weeks.

2 COMMISSION CHAIR SANDOVAL: I am really  
3 impressed and super jealous.

4 So I think basically the only thing we are  
5 going to end up having to finalize is this case on the  
6 10th, which I do believe we can do with a full day on the  
7 10th, if necessary, if it even takes that much time.

8 MR. MOANDER: I think that is a correct  
9 assessment, Madam Chair.

10 COMMISSIONER CHAIR SANDOVAL: And then you can  
11 go on your vacation and forget all about us.

12 COMMISSIONER BLOOM: The 28th I'll be back.

13 COMMISSIONER CHAIR SANDOVAL: All right. The  
14 next meeting is on March 10, 2022. And with that, it is  
15 4:13 on Tuesday, February 22nd and we will close for the  
16 day.

17 (Time noted 4:14 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

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

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February 22, 2022, 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,

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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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