

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

**APPLICATION TO AMEND ORDER NOS.
R-21804 AND R-21805 TO EXTEND TIME
FOR PAYING ESTIMATED COSTS.**

Case No. 22439

**OPPOSED MOTION TO PARTIALLY VACATE PRE-HEARING ORDER
AND FOR A CONTINUANCE**

Mewbourne Oil Company (“Mewbourne”) moves the Division to partially vacate the Pre-Hearing Order (“PHO”) in this case, and to continue the case. In support thereof, Mewbourne states:

1. In this case Siana Oil & Gas Co. (“Siana”) seeks to extend the period for paying its proportionate share of well costs for wells recently proposed under pooling Order Nos. R-21804 and R-21805.
2. The PHO in this case (and Case No. 22378) set the hearings for the April 21, 2022 docket. Under the PHO, the two cases will be heard separately.
3. Mewbourne, in Case No. 22378 (represented by other counsel), has requested a continuance of that case to June 2, 2022, due to pending discovery issues.
4. Also, Siana has filed a motion in both cases for an emergency order, and Mewbourne has filed a motion to dismiss Case No. 22439.
5. Mewbourne asserts that the two cases are separate. However, it is blatantly obvious from the pleadings that in Case No. 22439 Siana is attempting to join the cases and will attempt to use its evidence from Case No. 22378 in Case No. 22439. Therefore, the discovery requested in Case No. 22378 will have an effect on Case No. 22439.

6. Therefore, Case No. 22439 should be continued to the same docket as Case No. 22378 so that (in this case) Mewbourne will have pertinent information from Case No. 22378, including testimony, exhibits, and discovery-related materials.

7. Mewbourne does not object to the Division hearing Siana's motion for an emergency order, and Mewbourne's motion to dismiss, on April 21, 2022.

8. Counsel for Siana has informed the undersigned that it opposes a continuance.

WHEREFORE, Mewbourne requests that the PHO and the contested hearing be partially vacated (as to an evidentiary hearing), and that the case be set for a hearing on June 2, 2022, or a later date, along with Case No. 22378.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 12th day of April, 2022 by e-mail:

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