

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

**APPLICATION OF APACHE CORPORATION
FOR APPROVAL OF A NON-STANDARD
HORIZONTAL WELL SPACING UNIT AND
COMPULSORY POOLING, LEA COUNTY,
NEW MEXICO.**

Case No. 24141

**APPLICATION OF AVANT OPERATING, LLC
FOR COMPULSORY POOLING AND APPROVAL
OF NON-STANDARD SPACING UNIT,
LEA COUNTY, NEW MEXICO**

Case No. 24254

AMENDED PRE-HEARING ORDER

This Order follows a status conference held on March 21, 2024 for Case No. 24254 before an Oil Conservation Division Hearing Examiner. The Parties represented that Apache Corporation's application in Case No. 24141 competes with Avant Operating LLC's application in Case No. 24254 and that the Parties are at an impasse and unable to settle their differences. The Hearing Examiner being duly informed by the Parties and their witnesses availability:

HEREBY ORDERS:

1. Cases 24141 and 24254 are consolidated for the purposes of a contested hearing that shall commence on **May 29, 2024**, at **8:15 a.m.**, and may continue on subsequent days at the discretion of the Hearing Examiner. The May 2, 2024 contested hearing is therefore vacated.
2. The hearing will be recorded and transcribed by a court reporter.
3. The hearing will be conducted in a hybrid fashion, both in-person at the Energy, Minerals, Natural Resources Department, Wendell Chino Building, Pecos Hall, 1220 South St. Francis Drive, 1st Floor, Santa Fe, NM 87505 and via the Webex virtual meeting platform (sign-in information will be sent to the parties closer to the date of the hearing). The Hearing Examiner may modify the format of the hearing consistent with the available resources at the time of the hearing.
4. The parties shall file, with the pre-hearing statement as required by 19.15.4.13.B NMAC, the following additional information, all of which is due by 5:00 p.m. no later than 7 calendar days before the hearing:
 - a. a list of material facts not in dispute;

- b. a list of disputed facts and issues;
- c. identification of the witnesses and their qualifications; and
- d. a full narrative of the direct testimony and exhibits for each witness.

5. Any evidentiary objections to the filed direct testimony or any exhibit shall be filed by 5:00 p.m. no later than 2 calendar days before the hearing and will be addressed at the commencement of the hearing.

6. All witnesses filing direct testimony shall attend the hearing and will be subject to cross examination by counsel for the parties and the Division Examiners.

7. Any requests for continuance or status conference shall be filed in writing through the Division fee portal, no later than 48 hours prior to the time the hearing is set to begin, pursuant to 19.15.4.13(C) NMAC.

IT IS SO ORDERED.

GREGORY CHAKALIAN
HEARING EXAMINER

GC/ft