



**MONTGOMERY  
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LAW FIRM

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November 2, 2011

Ms. Jami Bailey  
New Mexico Oil Conservation Division  
1220 S. St. Francis Drive  
Santa Fe, NM 87505

**Hand Delivered**

**Re: NMOCD Case No. 14656: Amended Application of Nearburg Producing Company for Designation of a Non-Standard Oil Spacing and Proration Unit, an Unorthodox Surface Location, Compulsory Pooling, and Cancellation of APD's Issued to Nadel and Gussman Permian LLC, Eddy County, New Mexico (Glass "7" E-H No. 1-H Well)**

Dear Ms. Bailey

On behalf of Nearburg Producing Company, we request that this case be dismissed.

Very truly yours,

J. Scott Hall

JSH:kw

cc: W. Thomas Kellahin, Esq.  
Gary Larson, Esq.  
Mr. Russell Wickman

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