

**BEFORE THE
NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION COMMISSION**

**IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION DIVISION FOR THE
PURPOSE OF CONSIDERING:**

**APPLICATION OF DAVID H. ARRINGTON OIL & GAS INC. FOR COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO.**

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**CASE NO. 14538
(De Novo)**

related to

**CASE NO. 14497
(De Novo)**

MOTION FOR CONTINUANCE

David H. Arrington Oil & Gas Inc. ("Arrington"), through its attorneys, Holland & Hart, LLP, hereby moves the Oil Conservation Commission for a continuance of the hearing in the above-referenced matter of Case No. 14538 — Arrington already moved for a continuance in the related matter of Case No. 14497 — from July 28, 2011, to the August 25, 2011. In support of its motion, Arrington states as follows:

1. The matter at issue in this motion was originally presented to the Oil Conservation Division by Holland & Hart LLP on September 2, 2010, and Order No. R-13372 was entered by the Division on March 16, 2011, resolving both Case No. 14497 and Case No. 14538.
2. Arrington has requested that the Commission review *de novo* the Division's decision and Order in both Case No. 14497 and Case No. 14538.
3. Legal counsel for Arrington has just recently learned that two of Arrington's witnesses, Keith E. Bucy and Brian Ball, will be unavailable for the July 28, 2011, hearing before the Commission.

4. Arrington requests that the hearing be continued from July 28, 2011, to August 25, 2011, on both Case No. 14497 and Case No. 14538 to enable Arrington's witnesses to be present and available to give testimony.

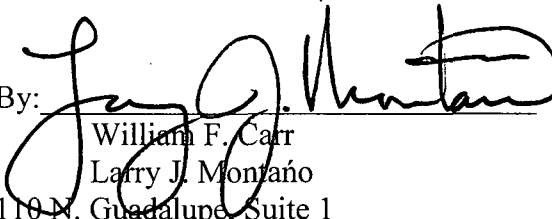
5. This Motion for Continuance has been provided to James G. Bruce, attorney for Marshall & Winston, Inc.

6. Undersigned counsel has consulted with Mr. Bruce about the continuance relief requested in this Motion. Yesterday, with respect to both Case No. 14497 and Case No. 14538, on behalf of his client Mr. Bruce objected to Arrington's request for a continuance.

WHEREFORE, David H. Arrington Oil & Gas Inc. requests that the Commission hearing on its application in both Case No. 14497 and Case No. 14538 be continued from the July 28, 2011 to the Commission hearing schedule for August 25, 2011.

Respectfully,

HOLLAND & HART LLP

By: 

William F. Carr
Larry J. Montaño
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ATTORNEYS FOR DAVID H. ARRINGTON OIL
& GAS, INC.

CERTIFICATE OF SERVICE

I certify that on July 20, 2011, I served a copy of the foregoing document to the following by email and U.S. mail:

James Bruce, Esq.
Attorney at Law
Post Office Box 1056
Santa Fe, New Mexico 87504
Attorney for Farleigh oil Properties
FAX NO.: (505) 982-2151



William F. Carr
Larry J. Montano

**BEFORE THE
NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION COMMISSION**

**IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION DIVISION FOR THE
PURPOSE OF CONSIDERING:**

**APPLICATION OF DAVID H. ARRINGTON OIL & GAS INC. FOR COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO.**

**CASE NO. 14497
(De Novo)**

MOTION FOR CONTINUANCE

David H. Arrington Oil & Gas Inc. ("Arrington"), through its attorneys, Holland & Hart, LLP, hereby moves the Oil Conservation Commission for a continuance of the hearing in the above-referenced case from July 28, 2011, to the August 25, 2011, docket and in support of its motion states:

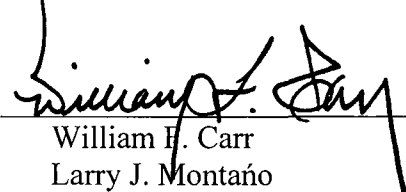
1. The matter at issue in this application was originally presented to the Oil Conservation Division by Holland & Hart LLP on September 2, 2010, and Order No. R-13372 was entered by the Division on March 16, 2011.
2. Arrington has requested that the Commission review *de novo* the Division's decision and Order.
3. Legal counsel for Arrington has just learned that two of Arrington's witnesses, Keith E. Bucy and Brian Ball, will be unavailable for the July 28, 2011, hearing.
4. Arrington requests that the hearing be continued from July 28, 2011, to August 25, 2011, to enable Arrington's witnesses to be present and available to give testimony.
5. This Motion for Continuance has been provided to James G. Bruce, attorney for Marshall & Winston, Inc.

6. Undersigned counsel has consulted with Mr. Bruce about the continuance relief requested in this Motion. As of its filing, Mr. Bruce is still awaiting his client's decision on whether to concur in or oppose this Motion.

WHEREFORE, David H. Arrington Oil & Gas Inc. requests that the Commission hearing on this application be continued from the July 28, 2011 to the Commission hearing schedule for August 25, 2011.

Respectfully,

HOLLAND & HART LLP

By: 
William H. Carr
Larry J. Montano

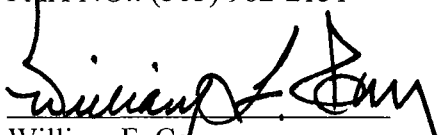
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FAX: (505) 983-6043

ATTORNEYS FOR DAVID H. ARRINGTON OIL
& GAS, INC.

CERTIFICATE OF SERVICE

I certify that on July 18, 2011, I served a copy of the foregoing document to the following by email and U.S. mail:

James Bruce, Esq.
Attorney at Law
Post Office Box 1056
Santa Fe, New Mexico 87504
Attorney for Farleigh oil Properties
FAX NO.: (505) 982-2151



William F. Carr
Larry J. Montañó