

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

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

ORIGINAL

APPLICATION OF COG OPERATING, LLC,
FOR A NON-STANDARD SPACING AND PRORATION
UNIT AND COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO

Case 14795

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: WILLIAM V. JONES, Technical Examiner
DAVID K. BROOKS, Legal Examiner

March 29, 2012

Santa Fe, New Mexico

This matter came on for hearing before the
New Mexico Oil Conservation Division, WILLIAM V. JONES,
Technical Examiner, and DAVID K. BROOKS, Legal Examiner,
on Thursday, March 29, 2012, at the New Mexico Energy,
Minerals and Natural Resources Department, 1220 South St.
Francis Drive, Room 102, Santa Fe, New Mexico.

REPORTED BY: Jacqueline R. Lujan, CCR #91
Paul Baca Professional Court Reporters
500 Fourth Street, N.W., Suite 105
Albuquerque, NM 87103 505-843-9241

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A P P E A R A N C E S

FOR THE APPLICANT:

HOLLAND & HART
MICHAEL H. FELDEWERT, ESQ.
110 N. Guadalupe, Suite 1
Santa Fe, New Mexico 87501
(505) 988-4421

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(No exhibits were admitted.)

REPORTER'S CERTIFICATE

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1 EXAMINER JONES: Let's call Case 14795,
2 application of COG Operating, LLC, for a non-standard
3 spacing and proration unit and compulsory pooling in Eddy
4 County, New Mexico. Call for appearances.

5 MR. FELDEWERT: Mr. Examiner, Michael
6 Feldewert with the Santa Fe office of Holland & Hart,
7 appearing on behalf of the applicant, COG Operating, LLC.
8 We have no witnesses here today.

9 EXAMINER JONES: You may proceed.

10 MR. FELDEWERT: This case was called at
11 the last Examiner docket, March 15th. At that time,
12 exhibits and testimony were presented and accepted by the
13 Division.

14 It was ascertained prior to that hearing that
15 there was a small number of affected parties who had not
16 been identified in time to provide notice for the March
17 15th Examiner docket. Therefore, notice was provided for
18 the docket here today of this application.

19 Exhibit 5B, which was accepted by the Division
20 under this case during the March 15th hearing, reflects
21 that notice was provided to these additional affected
22 parties for the hearing here today.

23 Now that the case has been called and these
24 parties received timely notice of the hearing, we ask
25 that the case be taken under advisement.

1 EXAMINER BROOKS: I guess that one was
2 mine, isn't it? Because it was heard last time.

3 EXAMINER JONES: March 14th?

4 EXAMINER BROOKS: No, it wasn't March
5 14th. March 14th was Wednesday. It was March 15th.

6 MR. FELDEWERT: Yes. And Mr. Brooks, yes,
7 you were the Examiner.

8 If you'll recall, this was a case that was
9 consolidated with another case for purposes of presenting
10 testimony. But the companion case was taken under
11 advisement at the hearing at that time.

12 This particular case then was continued until
13 today to allow the notice to the additional parties.

14 EXAMINER BROOKS: Okay. Have you tendered
15 a revised notice affidavit?

16 MR. FELDEWERT: We tendered the notice
17 affidavit at the March 15th hearing. And if you take a
18 look at Exhibit 5E from that hearing, it reflects that
19 notice of the hearing today was provided to those
20 additional parties.

21 EXAMINER BROOKS: Notice has already been
22 provided at the time of the --

23 MR. FELDEWERT: Correct.

24 EXAMINER BROOKS: It's just that the time
25 for the notice -- the 20 days had run at that time?

1 MR. FELDEWERT: Correct.

2 EXAMINER BROOKS: Okay. Very good. Then
3 if there's nothing further, Case Number 14795 will be
4 taken under advisement.

5 EXAMINER JONES: And this docket is
6 adjourned.

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I do hereby certify that the foregoing is
a complete record of the proceedings in
the Examiner hearing of Case No. _____
heard by me on _____

_____, Examiner
Oil Conservation Division

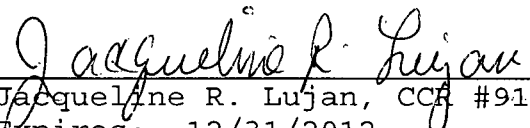
REPORTER'S CERTIFICATE

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I, JACQUELINE R. LUJAN, New Mexico CCR #91, DO
HEREBY CERTIFY that on March 29, 2012, proceedings in the
above captioned case were taken before me and that I did
report in stenographic shorthand the proceedings set
forth herein, and the foregoing pages are a true and
correct transcription to the best of my ability.

I FURTHER CERTIFY that I am neither employed by
nor related to nor contracted with any of the parties or
attorneys in this case and that I have no interest
whatsoever in the final disposition of this case in any
court.

WITNESS MY HAND this 10th day of April, 2012.


Jacqueline R. Lujan, CCR #91
Expires: 12/31/2012