

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

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REPORTER'S TRANSCRIPT OF PROCEEDINGS  
PRE-HEARING TRANSCRIPT

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

January 5, 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 January 5, 2012, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South St. Francis, Drive, Room 102, Santa Fe, New Mexico.

REPORTED BY: Irene Delgado, NM CCR 253  
Paul Baca Professional Court Reporters  
500 Fourth Street, NW, Suite 105  
Albuquerque, New Mexico 87102

1 EXAMINER BROOKS: Good morning, Ladies and  
2 Gentlemen -- on the record. This is the Docket Number 1-12  
3 of the New Mexico Oil Conservation Division, and the first  
4 order of business is to read the continuances and dismissals,  
5 which there are many.

6 On Page 1 of the docket, Case Number 14776 is  
7 continued to January 19. Case Number ~~14777~~ is continued to  
8 January 19.

9 On Page 2, Case Number 14778 is dismissed. Case  
10 Number 14754 is continued to February 2. Case Number 14764  
11 is continued to January 19. Case 14779 is continued to  
12 February 2. Case 14780 is continued to February 2.

13 Case 14781 is continued to January 19. Case 14686  
14 is continued to February 2 -- and this is -- we are on Page 3  
15 now. Case Number 14787 -- I'm sorry -- Case Number 14686 is  
16 continued to February 2. Case Number 14687 is continued to  
17 February 2. Case Number 14659 is continued to February 2.  
18 Case Number 14743 is continued to January 19.

19 On Page 4, Case Number 14782 is continued to January  
20 19. Case Number 14783 is continued to January 19. Case  
21 Number 1464 -- Case Number 14671 is continued to February 2.  
22 Case Number 14746 is continued to January 19. Case Number  
23 14729 is continued to January 19.

24 Case Number 14736 is -- now we are on Page 5 -- Case  
25 Number 14736 is dismissed. Case Number 14745 is continued to

1 January 19. Case Number 8352, reopened, is dismissed.

2 And finally on the last page, Case Number 13940 is  
3 continued to March 1.

4 Are there any corrections or additions?

5 (No response.)

6 EXAMINER BROOKS: Very well. There hearing none, I  
7 will at this time call Case Number 14763.

8 I will at this time call Case Number 14763,  
9 Application of Mack Energy Corporation for compulsory  
10 pooling, Lea County, New Mexico. Call for appearances.

11 MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe  
12 representing the applicant. I have two witnesses. This is  
13 an opposed case. I just bring that up in case -- or are they  
14 both opposed?

15 MR. FELDEWERT: I don't believe our case is opposed.

16 MR. BRUCE: Are you going to consolidate?

17 MR. FELDEWERT: Actually, Mr. Examiner, with respect  
18 to Nadel and Gussman COG admitted applications, one of the  
19 two cases we can now dismiss. The parties -- COG has been  
20 able to reach a good-faith resolution with all the parties on  
21 one of the cases, pooling cases, so we really only have a  
22 single pooling case to present.

23 EXAMINER BROOKS: Which is the one to be dismissed?

24 MR. FELDEWERT: It would be the initial one. Give  
25 me a minute, Mr. Examiner. 14627 --

1 EXAMINER BROOKS: Okay.

2 MR. FELDEWERT: -- we are able to dismiss at this  
3 time, so we just have 14628 to present.

4 EXAMINER BROOKS: Very good. Okay. Thank you.  
5 That will be a correction to the continuances and dismissals.  
6 And so let us proceed then with Case Number 14763. I believe  
7 Mr. Bruce had announced an appearance. Is there other  
8 appearances in this case?

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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 Jan 5, 2012

David K. Burt, Examiner  
Oil Conservation Division

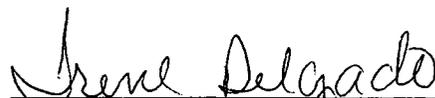
## REPORTER'S CERTIFICATE

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I, IRENE DELGADO, New Mexico CCR 253, DO HEREBY CERTIFY THAT ON January 5, 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 \_\_\_\_\_ day of January 2012.

  
Irene Delgado, CCR 253  
Expires: 12-31-2012