## STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION JUN 17 2003 ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENVIRONMENTAL BUREAU CHIEF, FOR AN ORDER DETERMINING THE RESPONSIBLE PARTY OR PARTIES AND ORDERING THE RESPONSIBLE PARTY OR PARTIES TO COMPLETE AND PERFORM AN ABATEMENT PLAN PURSUANT TO OCD RULE 19; LEA COUNTY, NEW MEXICO

**CASE NO. 13061** 

## **UNOPPOSED MOTION FOR CONTINUANCE**

Chaparral Energy, Inc. ("Chaparral") moves the Division for a continuance of the hearing currently scheduled for Thursday, June 19, 2003. In support of its motion, Chaparral states:

- 1. Chaparral anticipates presenting three witnesses who will appear and testify on its behalf at the hearing in this matter.
- 2. All of Chaparral's anticipated witnesses have irreconcilable scheduling conflicts with the presently scheduled hearing date of June 19, 2003.
- 3. Chaparral has contacted counsel for the Division and for Smith & Marrs, Inc. ("Smith & Marrs) regarding this motion, and they do not oppose the relief requested.
- 4. Additionally, Chaparral has communicated with counsel regarding the availability of the Division's and Smith & Marrs' counsel and witnesses for potential new hearing dates. Based on those communications, all of the parties are in agreement that July 15, 2003 is a mutually acceptable hearing date. Accordingly, Chaparral requests that the hearing be set for July 15, 2003.
- 5. No prejudice will inure to any of the parties as a result of a continuance of the presently scheduled hearing date.



WHEREFORE, Chaparral requests that the Hearing Examiner grant Chaparral's motion, continue the hearing in this matter until July 15, 2003, and grant Chaparral such additional relief as the Hearing Examiner deems appropriate.

Respectfully submitted,

HINKLE, HENSLEY, SHANOR & MARTIN, L.L.P.

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Attorneys for Chaparral Energy, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Unopposed Motion for Continuance was served via facsimile transmission on the following counsel of record on this 17<sup>th</sup> day of June 2003:

David K. Brooks, Esq. Assistant General Counsel New Mexico Oil Conservation Division 1220 S. St. Francis Drive Santa Fe, NM 87505

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