

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

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APPLICATION OF OXY USA, INC. TO REOPEN CASE NO. 8352 PURSUANT TO THE PROVISIONS OF ORDER R-7737-B AND TO REMOVE CERTAIN ACREAGE LOCATED IN THE BRAVO DOME CARBON DIOXIDE GAS UNIT FROM THE TEMPORARY SPECIAL POOL RULES AND REGULATIONS CURRENTLY GOVERNING THE "WEST BRAVO DOME CARBON DIOXIDE GAS AREA," HARDING COUNTY, NEW MEXICO.

CASE NO. 8352 (REOPENED)

**RELIANT EXPLORATION AND PRODUCTION, L.L.C.'S
AMENDED REQUEST FOR CONTINUANCE**

Reliant Exploration and Production, L.L.C. ("Reliant") requests that this case currently set for hearing March 7, 2013 be continued to the April 18, 2013 Division docket and in support thereof states:

1. Reliant is a small operator of 9 carbon dioxide wells in New Mexico with interest in the area affected by the Application and needs additional time to evaluate the Application and prepare for hearing.
2. Counsel for Applicant Oxy USA, Inc. (OXY) has been contacted and does not oppose a 4 week continuance but has indicated it objects to the case being continued to the April 18th docket. Counsel for Reliant is unavailable for a hearing on the April 4, 2013 docket.
3. OXY is an international oil and gas exploration and production company with operations in the United States, Middle East/North Africa and Latin America regions and operates 1832 wells in New Mexico. Oxy is one of the largest U.S. oil and gas companies, based on equity market capitalization with net income for the twelve months of 2012 at \$4.6 billion.

4. On April 23, 2010 OXY filed a similar down-spacing Application and subsequently sought and obtained repeated continuances until it dismissed its Application on January 12, 2012.

4. OXY has apparently been planning and preparing for a hearing on its new Application for over a year and Reliant should be allowed a comparable amount of time to evaluate the matters raised by the Application and prepare for hearing.

WHEREFORE, Reliant respectfully requests that the above-referenced case be continued to the April 18, 2013 Division docket without prejudice to Reliant seeking additional continuance if needed to prepare for hearing.

Respectfully submitted,

MODRALL, SPERLING, ROEDL, HARRIS & SISK, P.A.

By: 

Paul E. DeBrine, Jr.

Post Office Box 2168

Bank of America Centre

500 Fourth Street NW, Suite 1000

Albuquerque, New Mexico 87103-2168

Telephone: (505) 848-1800

Fax: (505) 848-1891

Email: edebrine@modrall.com

CERTIFICATE OF SERVICE

I certify that on February 7, 2013, I e-mailed a copy of the foregoing to the following:

Michael H. Feldewert, Esq.
HOLLAND & HART LLP
Attorney for OXY USA Inc.
mfeldewert@hollandhart.com

MODRALL, SPERLING, ROEHL,
HARRIS & SISK, P.A.

By: 

Earl E. DeBrine, Jr.

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