

**COPY**

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PRE-HEARING TRANSCRIPT

BEFORE: DAVID K. BROOKS, CHIEF EXAMINER  
RICHARD EZEANYIM, TECHNICAL EXAMINER  
PHILLIP GOETZE, TECHNICAL EXAMINER

March 7, 2013

Santa Fe, New Mexico

RECEIVED OCD  
2013 APR -1 P-12:49

This matter came on for hearing before the New Mexico Oil Conservation Division, David K. Brooks, Chief Examiner, Richard Ezeanyim, Technical Examiner, and Phillip Goetze, Technical Examiner, on Thursday, March 7, 2013, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South St. Francis Drive, Porter Hall, Room 102, Santa Fe, New Mexico.

REPORTED BY: Mary C. Hankins, CCR, RPR  
New Mexico CCR #20  
Paul Baca Professional Court Reporters  
500 4th Street, Northwest, Suite 105  
Albuquerque, New Mexico 87102

1 (8:18 a.m.)

2 EXAMINER BROOKS: This is the New Mexico  
3 Oil Conservation Division Docket Number 8-13.

4 Before I start with the continuances and  
5 dismissals, I wanted to introduce our new examiner.  
6 Some of you have met him, but since we have a cast of  
7 thousands this morning, this is kind of introducing  
8 Phillip Goetze.

9 You want to wave, Mr. Goetze? I think they  
10 all see you.

11 EXAMINER GOETZE: For those who can't, yes  
12 I'm Phillip Goetze, the new examiner.

13 EXAMINER BROOKS: He's in the dark there  
14 because the light is out for some reason. But I've been  
15 in the dark here for 12 years (laughter).

16 Continuances and dismissals on page 1:  
17 Case 14956 is continued to March the 21st.

18 Page 2: Case 14957 is continued to March  
19 21st. Case 14946 is continued to March 21st. Case  
20 Number 14961 is continued to March 21st.

21 On page 3: Case 14959 is continued to  
22 April the 4th. Case 14963 is continued to March 21st.

23 And on the back page, we have an issue  
24 here. Both parties want to continue. This is Case  
25 Number 8352, re-opened. Both parties want to continue

1 it, but they don't agree on what date they can continue  
2 it to. So what's --

3 MR. FELDEWERT: I'll quibble with you a  
4 little bit, Mr. Brooks. I'm representing OXY USA. We  
5 did not want to continue this. They requested a  
6 continuance for four weeks. We said, That's fine; we'll  
7 continue it for four weeks. And then when they filed  
8 their request, it was for six weeks. So we called them  
9 back and said, Wait a minute; you said four weeks. So  
10 we would ask it only be four weeks.

11 EXAMINER BROOKS: Okay. In order to get  
12 this matter resolved -- is there anyone appearing here  
13 for the opposing party?

14 Okay. Well, since one side appeared and  
15 the other side didn't, Case Number 8352 will be  
16 continued to April 4th.

17 Okay. Are there any additions or  
18 corrections to the continuances?

19 There aren't any dismissals.

20 If anybody would like to make a dismissal,  
21 we would certainly entertain it.

22 (Proceedings conclude, 8:21 a.m.)

23

24

25

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 3-7-13 \_\_\_\_\_.

*David K. Brooks* Examiner  
Oil Conservation Division

1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

3

4 CERTIFICATE OF COURT REPORTER

5 I, MARY C. HANKINS, New Mexico Certified  
6 Court Reporter No. 20, and Registered Professional  
7 Reporter, do hereby certify that I reported the  
8 foregoing proceedings in stenographic shorthand and that  
9 the foregoing pages are a true and correct transcript of  
10 those proceedings that were reduced to printed form by  
11 me to the best of my ability.

12 I FURTHER CERTIFY that the Reporter's  
13 Record of the proceedings truly and accurately reflects  
14 the exhibits, if any, offered by the respective parties.

15 I FURTHER CERTIFY that I am neither  
16 employed by nor related to any of the parties or  
17 attorneys in this case and that I have no interest in  
18 the final disposition of this case.

19



20

21

MARY C. HANKINS, CCR, RPR  
Paul Baca Court Reporters  
New Mexico CCR No. 20

22

Date of CCR Expiration: 12/31/2013

23

24

25