

Davidson, Florene, EMNRD

From: Goetze, Phillip, EMNRD
Sent: Thursday, October 23, 2014 3:01 PM
To: jamesbruc@aol.com; SHall@montand.com
Cc: McMillan, Michael, EMNRD; Dawson, Scott, EMNRD; Davidson, Florene, EMNRD; Wade, Gabriel, EMNRD
Subject: RE: Docket Schedule for Case No. 15224

Gentlemen:

Mr. Bruce makes a substantial point. The Application for Hearing in Case 15224 cites the proposed well as the Stoltenberg No. 1 with a surface location of 1650 FNL and 2310 FWL, Unit letter F, Sec 26, T2S, R29E, NMPM. Based on OCD records, the Stoltenberg No. 1 (API 30-041-20809) was P and A'd on February 9, 2010, with bond still not released. The Stoltenberg No. 2 (API 30-041-20965), with a surface location of 1650 FNL and 2260 FWL, received an approved APD on October 22, 2014. I am assuming that the pooling order is for the No. 2, which makes the application incorrect. Therefore, an amended Application should be submitted on behalf of the Applicant, Sovereign Eagle, LLC, that incorporates the proper proposed well for which the compulsory pooling is being applied.

If necessary, OCD will provide the opportunity to establish a final resolution once all parties have submitted their final paperwork regarding this case. Thank you. PRG

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From: jamesbruc@aol.com [<mailto:jamesbruc@aol.com>]
Sent: Thursday, October 23, 2014 2:07 PM
To: SHall@montand.com; Goetze, Phillip, EMNRD
Cc: McMillan, Michael, EMNRD; Dawson, Scott, EMNRD; Davidson, Florene, EMNRD
Subject: Re: Docket Schedule for Case No. 15224

I will be filing a motion for continuance tomorrow. As you will see, the well named in the application is not the well that will be drilled. Thus, the application is improper, for that reason and others.

Jim

-----Original Message-----

From: J. Scott Hall <SHall@montand.com>
To: 'Goetze, Phillip, EMNRD', EMNRD <Phillip.Goetze@state.nm.us>
Cc: McMillan, Michael, EMNRD, EMNRD <Michael.McMillan@state.nm.us>; Dawson, Scott, EMNRD, EMNRD <Scott.Dawson@state.nm.us>; Davidson, Florene, EMNRD, EMNRD <florene.davidson@state.nm.us>; jamesbruc <jamesbruc@aol.com>
Sent: Thu, Oct 23, 2014 1:35 pm
Subject: RE: Docket Schedule for Case No. 15224

Sovereign Eagle is scheduled to commence drilling of a new well this month. Accordingly, they wish to proceed with the scheduled hearing on October 30th. Alternatively, following presentation of its Application on October 30th, Sovereign Eagle is willing to allow the record to remain open to allow Yates Brothers to present its witness on November 20th. Sovereign Eagle is confident that it will be able obtain Yates Brother's voluntary participation in the meantime in any

event. I don't believe a pre-hearing conference is necessary to resolve this matter, but will be glad attend to attend if one is scheduled.

Thank you.

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From: Goetze, Phillip, EMNRD [<mailto:Phillip.Goetze@state.nm.us>]
Sent: Thursday, October 23, 2014 12:06 PM
To: J. Scott Hall
Cc: McMillan, Michael, EMNRD; Dawson, Scott, EMNRD; Davidson, Florene, EMNRD; jamesbruc@aol.com
Subject: Docket Schedule for Case No. 15224

Scott:

Mr. Bruce has filed a Pre-Hearing Statement for appearance on behalf of Yates Brothers for Case No. 15244. Mr. Bruce has requested a continuance of the case until the November 20th hearing based on the availability of his witness. Do you have an objection to the re-scheduling to November 20th or is it necessary to have a pre-hearing conference to resolve this item? Please provide a response once you have had the opportunity to consult with your client. Thank you. PRG

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