

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

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APPLICATION OF MATADOR PRODUCTION
COMPANY FOR A NON-STANDARD SPACING
AND PRORATION UNIT AND COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO.

Case No. 15363

RESPONSE AND OBJECTION TO SUBPOENA

Jalapeno Corporation and Yates Energy Corporation ("Jalapeno"), by and through counsel, serve their Response and Objection to the Subpoena served by Matador at 9:00 a.m. on Monday, August 31, 2015, requiring production of various categories of documents by 9:00 a.m. on Tuesday, September 1, 2015 as follows:

1. The subpoena is unreasonable because it does not allow sufficient time for response.

2. Jalapeno served its subpoena on Matador on August 21, 2015. That subpoena allowed Matador one week to compile and produce the documents. Matador objected to most demands and failed to produce all documents required by August 28, 2015. Jalapeno requires these documents to fully prepare for hearing and determine all exhibits it intends to introduce at the hearing currently scheduled for September 3, 2015.

3. Jalapeno is making a good faith effort to produce responsive documents but cannot produce all responsive documents by 9:00 a.m. on September 1. Jalapeno attempted to produce electronically this afternoon to Mr. Bruce approximately 200 pages of identified exhibits, plus resumes for Mike Stewart and Becky Pemberton. The email was rejected due to the size of the attached file. Undersigned counsel has

requested that Mr. Bruce advise how he wishes to receive the documents and is prepared to provide a hard copy of the documents. Jalapeno is still in the process of preparing additional exhibits and will provide those exhibits to counsel for Matador as soon as they are finalized. Consequently, no documents will be produced at the OCD offices on September 1.

Respectfully submitted,

GALLEGOS LAW FIRM, P.C.

By


J.E. GALLEGOS

MICHAEL J. CONDON

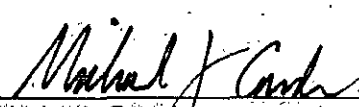
460 St. Michael's Drive, Bldg. 300
Santa Fe, New Mexico 87505
(505) 983-6686

*Attorneys for Jalapeno Corporation and Yates
Energy Corporation*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail this 31st day of August, 2015.

James Bruce
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Santa Fe, NM 87504
jamesbruc@aol.com


Michael J. Condon