

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

**APPLICATION OF BTA OIL PRODUCERS, LLC FOR AN ORDER DIRECTING CIMAREX ENERGY COMPANY OF COLORADO TO SHUT-IN ITS OVER-PRODUCED OIL WELLS IN THE BERRY; BONE SPRING NORTH POOL, ASSESSING PRODUCTION PENALTIES FOR THE OVER-PRODUCTION, AND ORDERING COMPLIANCE WITH THE DIVISION'S OIL PRORATION RULES FOR THE BERRY; BONE SPRING, NORTH POOL, LEA COUNTY, NEW MEXICO.**

**CASE NO. 15473**

**BTA's PRE-HEARING STATEMENT**

BTA Oil Producers, LLC, the applicant in the above referenced matter, submits this Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

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**OPPONENT**

Cimarex

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## **INTERESTED PARTIES**

Nearburg Producing Company

COG Operating LLC

Compliance and Enforcement Bureau,  
Oil Conservation Division

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## **APPLICANT'S STATEMENT OF CASE**

BTA seeks an order (1) directing Cimarex Energy Company of Colorado ("Cimarex") to shut-in its over-produced oil wells completed in the Berry; Bone Spring, North Pool underlying the S/2 S/2 of Section 30, Township 20 South, Range 35 East, NMPM, Lea County, New Mexico; (2) assessing production penalties to curtail future over-production and to compensate for all past over-production from said wells; and (3) directing Cimarex to comply with the Division's oil proration rules for the Berry; Bone Spring North Pool and NMRA 19.15.20.9-12. Production data from the Division shows that the 40-acre spacing unit dedicated to the Chief 30 State No. 5 Well and the Chief 30 State No. 1H Well is over-produced. BTA is an offset

operator in a spacing unit offsetting the SW/4 SW/4 of Section 30 and seeks relief from Cimarex's overproduction.

### **APPLICANT'S PROPOSED EVIDENCE**

The parties are negotiating a settlement agreement to resolve this case. The settlement agreement will be presented at the hearing. For that reason, BTA will not present witness in this case at this time.

### **PROCEDURAL MATTERS**

None at this time.

Respectfully submitted,

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**ATTORNEYS FOR BTA OIL PRODUCERS, LLC**

**CERTIFICATE OF SERVICE**

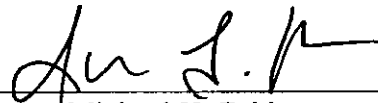
I hereby certify that on April 21, 2016, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

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