

HOLLAND & HART



Will Jones
William F. Carr
wcarr@hollandhart.com

January 26, 2006

VIA HAND DELIVERY

Mark E. Fesmire, P. E.
Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

2006 JAN 26 PM 5 19

Re: CASE NO. 13603: Application of Devon Energy Corporation for compulsory pooling and withdrawal of approval of an Application for Permit to Drill, Eddy County, New Mexico.

CASE No. 13628: Application of LCX Energy, LLC for compulsory pooling, Eddy County, New Mexico.

Dear Mr. Fesmire:

Devon Energy Corporation hereby requests continuance of its compulsory pooling application (Case No. 13603) scheduled for hearing on February 2, 2006 to the examiner hearing docket for February 16, 2006. This case will be consolidated with the application of LCX Energy, LLC for pooling of the same acreage. We therefore request that the LCX application also be continued to February 16th.

By Subpoena Duces Tecum dates January 11, 2006, Devon sought the production of data from LCX Energy, LLC. that Devon needs to prepare its case. LCX has filed a Motion to Quash the Subpoena and Devon has responded. Even if the data Devon seeks was provided today, Devon does not have adequate time to prepare for a hearing on February 2nd.

We request an opportunity to argue the motion to Quash at the February 2nd hearing.

Very truly yours,

William F. Carr

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cc: William E. Jones
Hearing Examiner
J. Scott Hall, Esq.
James Bruce, Esq.

Holland & Hart LLP

Phone (505) 988-4421 Fax (505) 983-6043 www.hollandhart.com

110 North Guadalupe Suite 1 Santa Fe, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

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