

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

RECEIVED OGD
2016 DEC 30 A 8:00

**IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF COG OPERATING LLC FOR A
NON-STANDARD SPACING AND PRORATION UNIT, A
NON-STANDARD PROJECT AREA, AND COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO.**

Case No. 15,605

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by RSC Resources Limited Partnership ("RSC") as required by the Oil Conservation Division.

APPEARANCES

APPLICANT
COG Operating LLC

APPLICANT'S ATTORNEY
Jordan L. Kessler

OPPONENT
RSC Resources Limited Partnership
6824 Island Cr.
Midland, Texas 79707
Attention: Randy S. Cate

OPPONENT'S ATTORNEY
James Bruce
P.O. Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

STATEMENT OF THE CASE

APPLICANT

Applicant seeks an order approving a non-standard oil spacing and proration unit (project area) in the Bone Spring formation comprised of the W/2W/2 of Section 27 and the W/2NW/4 and NW/4SW/4 of Section 34, Township 25 South, Range 33 East, NMPM (280 acres). Applicant further seeks the pooling of all mineral interests in the Bone Spring formation underlying the non-standard unit.

OPPONENT

RSC owns working interests in the SW/4SW/4 of Section 34 and in adjoining acreage, and wishes to protect its correlative rights in its acreage from being drained by applicant's proposed well.

In addition, the notices in this case describe the formation being tested as the Wolfcamp formation, rather than the Bone Spring formation.

PROPOSED EVIDENCE

APPLICANT

WITNESSES

EST. TIME

EXHIBITS

OPPONENT

WITNESSES

EST. TIME

EXHIBITS

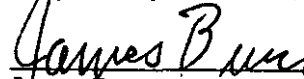
Randall S. Cate
(engineer)

20 min.

Approx. 4

PROCEDURAL MATTERS

Respectfully submitted,



James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for RSC Resources Limited
Partnership

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 29th day of December, 2016 by e-mail:

Michael Feldewert
mfeldewert@hollandhart.com

Jordan L. Kessler
jlkessler@hollandhart.com



James Bruce