

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

APPLICATION OF OWL SWD OPERATING, LLC FOR
AUTHORIZATION TO INJECT, LEA COUNTY, NEW MEXICO.

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CASE NO: 15723

OIL CONSERVATION DIVISION'S ENTRY OF APPEARANCE AND
PRE-HEARING STATEMENT

The New Mexico Oil Conservation Division ("the Division") submits its Pre-Hearing Statement for the hearing scheduled on Thursday, July 6, 2017.

PARTIES

ATTORNEYS

Applicant:

THE NEW MEXICO OIL CONSERVATION
DIVISION

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Other Parties:

Owl SWD Operating, LLC

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STATEMENT OF THE CASE

Applicant commenced this compliance action against OWL SWD Operating, LLC ("Owl") because its Maralo Sholes B Well No. 2 (API No. 30-025-09806) ("the subject well"), located 600 feet from the South line and 660 feet from the East line of Section 25, Township 25 South, Range 36 East, NMPM, in Lea County, New Mexico, is out of compliance with OCD Rules 19.15.16.9(A)(B) and (C) NMAC due to defective construction, causing hazards to fresh water. Applicant seeks an order requiring that OWL, as operator, submit a plan to rework the well to remedy the cited violations, and, if and when the plan is approved, to rework the subject well in a good and workmanlike manner to bring it in into full compliance. Applicant further seeks an order requiring OWL, if it fails to comply with the foregoing within a time certain, to plug and abandon the subject well.

WITNESSES TO BE CALLED BY THE DIVISION

<u>Name</u>	<u>Employer</u>	<u>Position</u>	<u>Field(s) of Expertise</u>
Phillip Goetze, PG	NMEMNRD	Geoscientist and Hearing Examiner	Geology, Hydrology, Division permitting procedures
<u>Time for Presentation:</u>	1 hour		

PROCEDURAL MATTERS

Owl has filed a motion for continuance of the hearing scheduled in this case for July 6, 2017. Applicant opposes the requested continuance because any continuance will allow the existing violations to continue, further endangering fresh water resources and the environment.

Respectfully Submitted,

David K. Brooks

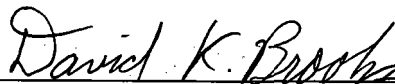
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Certificate of Service

I hereby certify that the above pleading was served on the following parties by electronic mail on June 29, 2017 to each of the following counsel

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