

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

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

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

RECEIVED OGD
2017 SEP - 8 P 4: 39

CASE NOS. 15758 and 15759

RESPONSE TO MOTION TO CONTINUE

The applicant in this matter, OneEnergy Partners Operating, LLC, ("OEP") submits this response to the Motion for Continuance filed on behalf of V-F Petroleum, Fuel Products, Inc., Gahr Energy Company, Ameristate Partners LLC, HFLP E&P LLC, Thomas M. Beall, Jerry M. Gahr, Marcus Wayne Luna, Sandra K. Lawlis, Clifford N. Hair, and Mark K. Nearburg (collectively, "V-F"). In support of this motion, OEP states as follows:

1. These consolidated cases were originally scheduled to be heard on July 20, 2017.
2. Following V-F's request for a continuance, the consolidated cases were heard on August 17, 2017.
3. Counsel for OEP and V-F presented and cross-examined witnesses. During cross examination of V-F's final witness, Scott Germann, stated that he would supplement the record with an additional engineering report.
4. Counsel for OEP reserved the right to cross examine Mr. Germann on the basis of the additional report.

5. The cases were continued to the August 31, 2017, examiner hearing docket for the limited purpose of allowing V-F's engineering report to be furnished to the Division.

6. On August 23, 2017, the Division *sua sponte* continued the consolidated cases to the September 14, 2017, examiner hearing docket.

7. Counsel for V-F states that two of proposed witnesses are unavailable for the hearing scheduled for September 14, 2017, and requests a continuance on that basis.

8. OEP has no need to cross-examine Mr. Germann, and there is no basis for V-F to call additional witnesses.

9. OEP respectfully moves the Division to accept the V-F engineering report into the record. OEP will submit a written response to V-F's report by September 14, 2017.

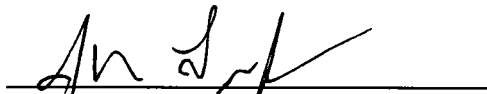
10. There is no need for an additional hearing, evidence, or testimony.

11. Counsel for V-F concurs with this approach.

WHEREFORE, OEP requests that the Division deny the motion for a continuance so that this matter can proceed to be taken under advisement on September 14, 2017.

Respectfully submitted,

HOLLAND & HART LLP



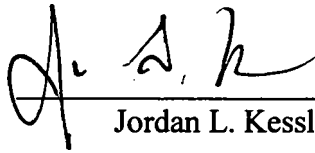
Michael H. Feldewert
Jordan L. Kessler
Post Office Box 2208
Santa Fe, New Mexico 87504-2208
(505) 988-4421
(505) 983-6043 Facsimile
mfeldewert@hollandhart.com
jlkessler@hollandhart.com

ATTORNEYS FOR ONEENERGY PARTNERS
OPERATING, LLC

CERTIFICATE OF SERVICE

I hereby certify that on September 8, 2017, I served a copy of the foregoing document to the following counsel of record via electronic mail:

James Bruce, Esq.
PO Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043
Jamesbruc@aol.com

A handwritten signature in black ink, appearing to read 'J. L. Kessler', is written over a horizontal line.

Jordan L. Kessler