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June 7, 2019

Via Facsimile to: 505-476-3462

Total Number of Pages (Including This Cover Sheet) 8

**Re: Entry Of Appearance And Brandon Munoz's Pre-Hearing Statement
And Request for Continuance**

From: Todd M. Hurd

Message:



LIFE MEMBER
MILLION DOLLAR ADVOCATES FORUM
MULTI-MILLION DOLLAR ADVOCATES FORUM
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**BEFORE THE
OIL CONSERVATION DIVISION
NEW MEXICO ENERGY, MINERALS AND
NATURAL RESOURCES DEPARTMENT**

**IN THE MATTER OF THE APPLICATION OF
MATADOR PRODUCTION COMPANY FOR
COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.**

CASE NO. 20492

ENTRY OF APPEARANCE

COMES NOW, *The Law Office of Todd Hurd & Associates*, and hereby
enters its appearance in the above referenced case on behalf of Brandon Munoz.

Respectfully submitted,

By: 

Todd M. Hurd
State Bar No. 12461

TODD HURD & ASSOCIATES
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CERTIFICATE OF SERVICE

I certify that on this, the 7TH day of June, 2019, a true and correct copy of the foregoing *Entry of Appearance* was served on the following counsel of record for Matador Production Company:

Mr. James Bruce
P.O. Box 1056
Santa Fe, New Mexico 87504
369 Montezuma, No. 123
Santa Fe, NM 87501
FAX: 505-982-2151
jamesbruc@aol.com

A handwritten signature in black ink, appearing to read 'Todd M. Hurd', is written over a horizontal line.

Todd M. Hurd

**BEFORE THE
OIL CONSERVATION DIVISION
NEW MEXICO ENERGY, MINERALS AND
NATURAL RESOURCES DEPARTMENT**

**IN THE MATTER OF THE APPLICATION OF
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NEW MEXICO.**

CASE NO. 20492

**BRANDON MUNOZ'S PRE-HEARING STATEMENT AND REQUEST FOR
CONTINUANCE**

COMES NOW, Brandon Munoz (hereinafter "Munoz"), and hereby submits
this pre-hearing statement in accordance with Division Rule 1208.B.

APPEARANCES OF PARTIES

APPLICANT

Matador Production Company

ATTORNEY

Mr. James Bruce
P.O. Box 1056
Santa Fe, New Mexico 87504
FAX: 505-982-2151

OTHER PARTY

Brandon Munoz, Individually

OTHER PARTY'S ATTORNEY

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STATEMENT OF THE CASE

1. Matador Production Company, the “Applicant,” seeks an order pooling all mineral interests in the Wolfcamp formation (Purple Sage-Wolfcamp Gas Pool) underlying a horizontal spacing unit comprised of the S/2 of Section 35, and the S/2 of Section 36, Township 22 South, Range 27 East, NMPM. Applicant also seeks an order for compulsory pooling of all unleased mineral interest owners in the aforescribed tract of land located in Eddy County, New Mexico.

2. Brandon Munoz is the owner of 38.95 net mineral acres, more or less, in the subject tract of land located in Eddy County, New Mexico. Said 38.95 acres have not been leased by the Applicant.

BRANDON MUNOZ’S PROPOSED EVIDENCE

3. In the event that a hearing on Matador Production Company’s application should be necessary, Shannon Goble, attorney-at-law, may appear as a witness for Mr. Munoz and give the following testimony:

4. On May 24, 2019, Shannon Goble, in his capacity as co-counsel for Brandon Munoz, sent a *Letter of Representation* via facsimile transmission and via e-mail to Mr. Robert Helbing of Matador Production Company for the purpose of

negotiating the terms of an oil and gas lease of 38.95 net mineral acres owned by Mr. Brandon Munoz.

5. On June 6, 2019, Shannon Goble conferred via telephone with Mr. Robert Helbing, and opened the negotiations for the lease of Mr. Munoz's 38.95 net mineral acres, more or less, located in Section 35, Township 22 South, Range 27 East in Eddy County, New Mexico.

6. Shannon Goble will offer testimony as to the substance of the lease negotiations on behalf of Mr. Munoz and specifically, give testimony regarding the lease bonus payment negotiations, percentage royalty negotiations, and the particular terms of the lease.

7. Brandon Munoz expects to offer between three (3) and five (5) exhibits at the scheduled hearing.

8. It is estimated that the testimony of Shannon Goble should take no more than thirty (30) minutes.

9. During the negotiations with Mr. Helbing, Shannon Goble first learned of the compulsory pooling hearing currently scheduled to commence on Jun 13, 2019, before the Oil Conservation Division of the New Mexico Energy, Minerals and Natural Resources Department, Santa Fe, New Mexico.

REQUEST FOR CONTINUANCE


10. Shannon Goble is unavailable to be present for the June 13, 2019 hearing before the Oil Conservation Division of the New Mexico Energy, Minerals and Natural Resources Department.

11. Further, the undersigned counsel for Brandon Munoz needs additional time to conduct a minimum amount of discovery in order to adequately prepare for the subject hearing. Accordingly, Brandon Munoz respectfully requests that the hearing currently set for Thursday, June 13, 2019, be continued until such future date as witness are available and adequate discovery has been taken.

PROCEDURAL MATTERS

8. Brandon Munoz is not aware of any other procedural issues at this time.

Respectfully submitted,

By: 
Todd M. Hurd
State Bar No. 12461

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