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Tuesday, February 7, 2006

To:	Mark E. Fesmire	Fax:	(505) 476-3462
	Energy, Minerals & Natural Resources Department	Phone:	(505) 476-3460
То:	Cheryl O'Connor, Esq. Energy, Minerals & Natural Resources Department	Fax : Phone:	(505) 476-3462
To:	Scott Hall, Esq. Miller Stratvert & Torgerson, P.A.t	Fax: Phone:	(505) 989-9857 (505) 989-9614
To:	David Brooks Energy, Minerals & Natural Resources Department	Fax: Phone:	(505) 476-3462 (505) 476-3450
To;	Gail MacQuesten Energy, Minerals & Natural Resources Department	Fax: Phone:	(505) 476-3462 (505) 476-3451

Fax: (505) 983-6043 From: William F. Carr

Phone: (505) 988-4421

Message:

Please see attached letter regarding case no. 13589

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William F. Carr wcarr@hollandhart.com

February 7, 2006

VIA FACSIMILE

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

Re: <u>Case No. 13589</u>: Application of Duke Energy Field Services, LP for approval of an acid gas injection well, Lea County, New Mexico.

Dear Mr. Fesmire:

Because of additional requirements imposed on this application by the Division at the February 3, 2006 Pre-hearing Conference in this case, Duke Energy Field Services, hereby requests that the hearing on the above-referenced application be continued from the February 9, 2006 Oil Conservation Commission hearing docket to a special hearing date to be set by the Commission.

Duke requests permission to appear and present a statement is support of its request for a special hearing date at the February 9th Commission hearing.

Sincerely,

William F. Carr

cc: Cheryl O'Connor, Esq.
J. Scott Hall, Esq.
David K. Brooks, Esq.
Gail MacQuesten, Esq.

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