

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

IN THE MATTER OF THE HEARING CALLED BY)
THE OIL CONSERVATION DIVISION FOR THE)
PURPOSE OF CONSIDERING:) CASE NO. 13,025
) (Reopened)
APPLICATION OF THE NEW MEXICO OIL)
CONSERVATION DIVISION THROUGH THE)
ENVIRONMENTAL BUREAU CHIEF TO REVOKE)
THE PERMIT OF CRAWFORD TREATING COMPANY)
TO OPERATE AN OIL TREATMENT PLANT,)
LEA COUNTY, NEW MEXICO)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

RECEIVED

BEFORE: DAVID R. CATANACH, Hearing Examiner

JUL 24 2003

Oil Conservation Division

July 10th, 2003

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, July 10th, 2003, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Saint Francis Drive, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

* * *

STEVEN T. BRENNER, CCR
(505) 989-9317

I N D E X

July 10th, 2003
Examiner Hearing
CASE NO. 13,025 (Reopened)

PAGE

STATEMENT BY MR. BROOKS

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REPORTER'S CERTIFICATE

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A P P E A R A N C E S

FOR THE DIVISION:

DAVID K. BROOKS, JR.
Attorney at Law
Energy, Minerals and Natural Resources Department
Assistant General Counsel
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

* * *

1 WHEREUPON, the following proceedings were had at
2 10:39 a.m.:

3 EXAMINER CATANACH: At this time I'll call Case
4 Number 13,025, which is the Application of the New Mexico
5 Oil Conservation Division through the Environmental Bureau
6 Chief to revoke the permit of Crawford Treating Company to
7 operate an oil treatment plant, Lea County, New Mexico.

8 Call for appearances.

9 MR. BROOKS: Mr. Examiner, I'm David Brooks,
10 Energy, Minerals and Natural Resources Department of the
11 State of New Mexico, appearing for the New Mexico Oil
12 Conservation Division. I have no witnesses and a brief
13 statement.

14 EXAMINER CATANACH: Okay, let the record show
15 there are no other parties present in the room, so I assume
16 there are no additional appearances.

17 You may proceed, Mr. Brooks.

18 MR. BROOKS: Mr. Examiner, this case was
19 previously heard at, I believe, the June 5th docket, and
20 the Division appeared and presented testimony through Ms.
21 Kieling concerning the abandonment of this oil-treating
22 plant and the necessity for remediation.

23 It was pointed out at that hearing that there was
24 a typographical error in the published notice, which
25 resulted in it describing a different quarter quarter

1 section from that described in the Application and in the
2 permit. And accordingly, this case was continued to permit
3 the matter to be readvertised, which was done.

4 What the Division would request at this point is
5 that the testimony at the previous hearing be incorporated
6 by reference and considered in connection with this hearing
7 and that the Examiner note that the new advertisement
8 correctly describes the property in accordance with the
9 Application. Thank you.

10 EXAMINER CATANACH: Thank you, Mr. Brooks. Was
11 there any notice that we had to provide anybody in this
12 case, do you recall?

13 MR. BROOKS: Mr. Examiner, we have undertaken
14 several investigations to find an address for Mr. Crawford.
15 We have found an address in San Angelo, which I believe --
16 San Angelo, Texas, which someone has represented to us was
17 the address of his parents. We have sent the notices
18 there, they have been returned undeliverable. So that is
19 the status, and I believe all that is reflected in the case
20 file.

21 EXAMINER CATANACH: Okay, thank you, Mr. Brooks.

22 At the request of the Division, the record and
23 testimony presented in the original Case 13,025 will be
24 incorporated by reference into this reopened case.

25 Anything further, Mr. Brooks?

1 MR. BROOKS: Nothing further.

2 EXAMINER CATANACH: There being nothing further,
3 Case 13,025 will be taken under advisement, and this
4 hearing is adjourned.

5 (Thereupon, these proceedings were concluded at
6 10:42 a.m.)

7 * * *

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9
10 I do hereby certify that the foregoing is
11 a complete record of the proceedings in
12 the Examiner hearing of Case No. 13025,
13 heard by me on JULY 10 2003.

14 David M. Catnach, Examiner
15 Oil Conservation Division
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CERTIFICATE OF REPORTER

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

I, Steven T. Brenner, Certified Court Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Division was reported by me; that I transcribed my notes; and that the foregoing is a true and accurate record of the proceedings.

I FURTHER CERTIFY that I am not a relative or employee of any of the parties or attorneys involved in this matter and that I have no personal interest in the final disposition of this matter.

WITNESS MY HAND AND SEAL July 13th, 2003.



STEVEN T. BRENNER
CCR No. 7

My commission expires: October 16th, 2006