

**MILLER STRATVERT**  
LAW OFFICES

Ranne B. Miller  
Alice T. Lorenz  
Stephen M. Williams  
Stephan M. Vidmar  
Seth V. Bingham  
Timothy R. Briggs  
Rudolph Lucero  
Deborah A. Solove  
Gary L. Gordon  
Lawrence R. White  
Virginia Anderman  
Marte D. Lightstone  
J. Scott Hall\*  
Thomas R. Mack  
Thomas M. Domme

Ruth O. Pregonzer  
Jeffrey E. Jones  
James J. Widland  
Bradley D. Tepper\*\*  
Robin A. Goble  
James R. Wood  
Dana M. Kyle  
Kirk R. Allen  
Ruth Fuess  
H. Brook Laskey  
Paula G. Maynes  
M. Dylan O'Reilly  
Jennifer D. Hall  
Todd A. Schwarz  
Nell Graham Sale

Scott P. Hatcher  
Ann M. Conway  
Randall J. McDonald  
Robert H. Clark  
Richard L. Alvidrez  
Kelsey D. Green  
Marcy Baysinger  
Caroline Blankenship  
Matthew S. Rappaport  
Karen E. Wootton  
Nicole V. Strauser  
Joseph L. Romero  
Kelly A. Stone  
Deron B. Knoner  
Patricia A. Bradley

T. Aaron Garrett  
Amy P. Hauser  
Rebecca M. Alves  
Alisa M. Wigley DeLara  
W. Scott Jaworski  
Anita M. Kelley  
Elizabeth B. Driggers  
Jerome A. O'Connell

Of Counsel

William K. Stratvert  
James B. Collins  
Sharon P. Gross  
Robert D. Taichert

Reply to Santa Fe

150 Washington Ave., Suite 300  
Santa Fe, NM 87501

Mailing Address:  
P.O. Box 1986  
Santa Fe, NM 87504-1986

Telephone: (505) 989-9614  
Facsimile: (505) 989-9857

Writer's Direct E-Mail:  
shall@mstlaw.com

\* Board Certified Specialist: Natural Resources - Oil & Gas Law  
\*\* Board Certified Specialist: Real Estate Law

January 5, 2007

**HAND-DELIVERED**

Mark Fesmire, Director  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

Re: NMOCC Case No. 13711; In the Matter of the Application of New Mexico Oil Conservation Division for an Order Requiring Tempo Energy, Inc., Peterson Petroleum Company and/or Joe D. Peterson to Plug One Well and Ordering Forfeiture of Applicable Financial Assurance in Event of Operator's Noncompliance, Lea County, New Mexico

Dear Mr. Fesmire:

Please find enclosed a Motion for Temporary Stay of Order No. R-12659 along with an Order for your review and consideration.

Thank you for your assistance.

Very truly yours,

MILLER STRATVERT P.A.

*J. Scott Hall*

J. Scott Hall

JSH/glb  
Enclosures

A PROFESSIONAL ASSOCIATION

ALBUQUERQUE  
(505) 842-1950

FARMINGTON  
(505) 326-4521

LAS CRUCES  
(505) 523-2481

SANTA FE  
(505) 989-9614

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

**IN THE MATTER OF THE APPLICATION OF NEW MEXICO  
OIL CONSERVATION DIVISION FOR AN ORDER REQUIRING  
TEMPO ENERGY, INC., PETERSON PETROLEUM COMPANY  
AND/OR JOE D. PETERSON TO PLUG ONE WELL AND  
ORDERING FORFEITURE OF APPLICABLE FINANCIAL  
ASSURANCE IN IN EVENT OF OPERATOR'S NONCOMPLIANCE,  
LEA COUNTY, NEW MEXICO**

**CASE NO. 13711  
ORDER NO. R-12659  
DE NOVO**

**ORDER FOR STAY OF ORDER NO. R-12659**

THIS MATTER having come before the Division Director pursuant to the Motion for Stay filed on behalf of Tempo Energy, Inc. and Travelers Indemnity Company and the Division Director being duly advised:

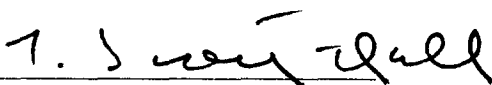
IT IS ORDERED, that Order No. R-12659 is hereby stayed until the Oil Conservation Commission's final action in this matter.

**NEW MEXICO OIL CONSERVATION  
COMMISSION**

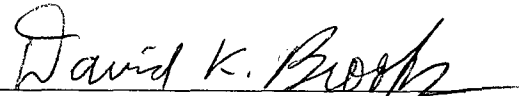
By: 

Mark Fesmire, Director

AGREED:



J. Scott Hall  
Attorneys for Tempo Energy, Inc.  
and Travelers Indemnity Company  
Post Office Box 1986  
Santa Fe, New Mexico 87504-1986



David Brooks, Esq.  
Attorney for New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87504

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

2007 JAN 5 PM 3 09

**IN THE MATTER OF THE APPLICATION OF NEW MEXICO  
OIL CONSERVATION DIVISION FOR AN ORDER REQUIRING  
TEMPO ENERGY, INC., PETERSON PETROLEUM COMPANY  
AND/OR JOE D. PETERSON TO PLUG ONE WELL AND  
ORDERING FORFEITURE OF APPLICABLE FINANCIAL  
ASSURANCE IN EVENT OF OPERATOR'S NONCOMPLIANCE,  
LEA COUNTY, NEW MEXICO**

**CASE NO. 13711  
ORDER NO. R-12659  
DE NOVO**

**MOTION FOR TEMPORARY STAY OF ORDER NO. R-12659**

Travelers Indemnity Company and Tempo Energy, Inc. by and through their undersigned counsel, pursuant to Division Rule 1221-B moves the Division Director enter his order granting a stay of Order No. R-12659 directing Tempo Energy, Inc. to plug and abandon the San Simon State Well No. 6 and ordering the forfeiture of Blanket Plugging Bond No. 980F9999 pending the Commission's final action in the matter. In support, movants state:

1. By its application in this matter, the Oil Conservation Division sought an order requiring Tempo Energy, Inc., Peterson Petroleum Company and/or Joe D. Peterson to plug the San Simon State Well No. 6 and further ordering the forfeiture of Tempo Energy Inc.'s Blanket Plugging Bond. The application was heard before one of the Division's examiners on October 12, 2006 and on November 13, 2006 the Division entered Order No. R-12659 granting the relief sought against Tempo Energy.

2. On December 12, 2006, Travelers Indemnity Company and Tempo Energy, Inc. filed their application for hearing de novo and requesting that the matter be set for hearing before the Commission on the February 8, 2007 Commission hearing docket.

3. Tempo Energy, Inc. has at no time owned any interest in the lands dedicated to the subject well and has received no benefit therefrom. Neither did Tempo Energy, Inc. authorize the use of its Blanket Plugging Bond or operator OGRID number by any third party for the drilling of the subject well or any other purpose. Movants plan to conduct an investigation and undertake discovery regarding the circumstances behind the drilling of the subject well and the use of Tempo Energy's plugging bond and OGRID number.

4. We have conferred with the Division's counsel regarding this matter who has stated his concurrence with this motion.

WHEREFORE Tempo Energy, Inc. and Travelers Indemnity Company request the Division Director enter his order of stay pending the Commission's final action in the matter.

Respectfully submitted,

MILLER STRATVERT P.A.

By: 

J. Scott Hall  
Attorneys for Tempo Energy, Inc.  
and The Travelers Indemnity Company  
Post Office Box 1986  
Santa Fe, New Mexico 87504-1986  
(505) 9898-9614

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was faxed to counsel of record on the 5th day of January, 2007, as follows:

David Brooks, Esq.  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87504  
(505) 476-3462/Facsimile

Cheryl Bada, Esq.  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87504  
(505) 476-3462/Facsimile



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J. Scott Hall