

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

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION,  
THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A  
COMPLIANCE ORDER AGAINST B C & D OPERATING, INC. REQUIRING IT  
TO RETURN FOUR WELLS TO COMPLIANCE WITH 19.15.4.201 NMAC BY A  
DATE CERTAIN, AND IN THE EVENT OF NON-COMPLIANCE,  
AUTHORIZING THE DIVISION TO PLUG SAID WELLS AND FORFEIT THE  
APPLICABLE FINANCIAL ASSURANCE; LEA COUNTY, NEW MEXICO.**

**CASE NO. 13874**

**AMENDED  
ENTRY OF APPEARANCE AND  
PRE-HEARING STATEMENT**

The Oil Conservation Division submits this entry of appearance and pre-hearing statement pursuant to OCD Rule 1211 [19.15.14.1211 NMAC].

**APPEARANCES**

**APPLICANT**

Oil Conservation Division

**APPLICANT'S ATTORNEY**

Gail MacQuesten  
Oil Conservation Division  
Energy, Minerals and Natural  
Resources Department  
1220 S. St. Francis Drive  
Santa Fe, NM 87505  
(505) 476-3451  
FAX: 476-3462

**RESPONDENT**

BC & D Operating, Inc.

No entry of appearance filed.

**STATEMENT OF THE CASE**

The Oil Conservation Division (OCD) seeks an order requiring BC & D Operating Inc. (BC & D) to plug and abandon four inactive wells, and authorizing the OCD to plug and abandon the wells if the operator does not do so.

The most recent reports of production or injection are from 2004, with one well last reporting production or injection in 1979. The wells are neither plugged and abandoned nor on approved temporary abandonment status.

The OCD holds a \$50,000 cash blanket bond from BC & D for these wells.

### APPLICANT'S PROPOSED EVIDENCE

WITNESS:

ESTIMATED TIME:

Daniel Sanchez, Enforcement and Compliance  
Manager

10 min.

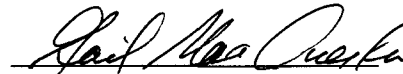
Dorothy Phillips, Financial Assurance Administrator

10 min.

### PROCEDURAL MATTERS

None.

Respectfully submitted  
this 22 day of February 2007 by



Gail MacQuesten  
Oil Conservation Division  
Energy, Minerals and Natural  
Resources Department  
1220 S. St. Francis Drive  
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(505) 476-3451

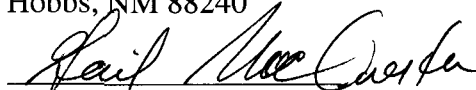
Attorney for the Oil Conservation Division

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following by first class mail this 22 day of February 2007:

BC & D Operating, Inc.  
3001 Knox St., Suite 407  
Dallas, TX 75205  
Attn: Gay Arrington or Mark Ariail

Gary Don Reagan, Agent  
BC & D Operating, Inc.  
1819 N. Turner, Suite G  
Hobbs, NM 88240



Gail MacQuesten