

1

**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:**

**APPLICATION OF THE NEW MEXICO OIL  
CONSERVATION DIVISION FOR A COMPLIANCE  
ORDER, LEA COUNTY, NEW MEXICO.**

Case No. 13,990

2007 SEP 26 PM 4 16

RECEIVED

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by Pogo Producing Company as required by the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Oil Conservation Division

**APPLICANT'S ATTORNEY**

Gail MacQuesten

**OPPONENT**

Pogo Producing Company  
P.O. Box 10340  
Midland, Texas 79702

**OPPONENT'S ATTORNEY**

James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attention: Garland H. Lang  
(432) 685-8126

**STATEMENT OF THE CASE**

**APPLICANT**

The Division seeks penalties for noncompliance with regulations regarding the Resler B Well No. 1 in the SE¼ of Section 20, Township 23 South, Range 37 East, N.M.P.M.

**OPPONENT**

Pogo Producing Company opposes the relief sought by the Division. The opposing parties involved in the underlying case have now agreed to form two 160 acres units. Pogo Producing Company will be filing an application to obtain approval of the units, place the well back on production, and file all pertinent reports. The well will be fully compliant, and no interest owner in the well unit has been harmed. Plugging the subject well will cause waste.

**PROPOSED EVIDENCE****APPLICANT**

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
Garland H. Lang (landman)	30 min.	Approx. 5
Glenn Curry (geologist)	30 min.	Approx. 5

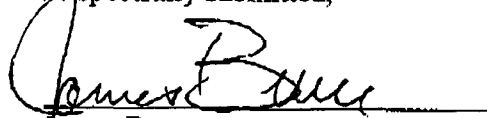
**OPPONENT**

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
------------------	------------------	-----------------

**PROCEDURAL MATTERS**

-None-

Respectfully submitted,



James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Pogo Producing Company