

## FAX COVER SHEET

TO	Sonny Swazo
COMPANY	Oil Conservation Division
FAX NUMBER	15054763462
FROM	Darla Jeffries
DATE	2008-01-23 17:33:43 GMT
RE	C&D Mgmt

### COVER MESSAGE

Mr Swazo per previous email and other September 2005 the owner and contact information for C&D Management is:

Tom Kiser  
6955 N Durango RD, Suite 115-310  
Las Vegas, NV 89149  
505-417-1511  
702-413-6686

Ocd Exhibit  
45

STATE OF NEW MEXICO RECEIVED  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION JUN 17 PM 2 45

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST C & D MANAGEMENT COMPANY D/B/A FREEDOM VENTURES COMPANY, FINDING THAT THE OPERATOR KNOWINGLY AND WILLFULLY VIOLATED 19.13.13.1115 NMAC AND 19.15.4.201 NMAC; ASSESSING PENALTIES; REQUIRING OPERATOR TO BRING SAID WELLS INTO COMPLIANCE WITH 19.15.13.1115 NMAC AND 19.15.4.201 NMAC BY A DATE CERTAIN; AND IN THE EVENT OF NON-COMPLIANCE, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG THE WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE, EDDY COUNTY, NEW MEXICO

CASE NO. 14055

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

Sonny Swazo  
Oil Conservation Division  
Energy, Minerals and Natural  
Resources Department  
1220 S. St. Francis Drive  
Santa Fe, NM 87505  
(505) 476-3463  
FAX: 476-3462  
Email: Sonny.Swazo@state.nm.us

RESPONDENT

C & D Management Company  
d/b/a Freedom Ventures Company

No entry of appearance filed

## STATEMENT OF THE CASE

The Oil Conservation Division ("OCD") is seeking a compliance order requiring Respondent to file all outstanding C-115 monthly production reports for its wells by a date certain, to bring its inactive wells into compliance with Rule 19.15.4.201 NMAC ("Rule 201") by a date certain, and to pay a civil penalty for its knowing and willful violation of OCD Rule 19.15.13.1115 NMAC, which requires operators to file monthly production reports for its wells, and OCD Rule 201, which requires wells that have been inactive for one year plus 90 days to be plugged and abandoned, placed on OCD-approved temporary abandonment status, or returned to beneficial use. If Respondent fails to comply with the compliance order, OCD is asking for authorization to plug and abandon Respondent's non-compliant wells and forfeiture of the applicable financial assurance.

## APPLICANT'S PROPOSED EVIDENCE

### WITNESS:

Daniel Sanchez  
Enforcement and Compliance Manager

Dorothy Philips  
Financial Assurance Administrator

Jane Prouty  
Production and Permitting Supervisor

### ESTIMATED TIME:

45 Minutes

By Affidavit

By Affidavit

May call (if called, 45 minutes)

## PROCEDURAL MATTERS

None at this time.

Respectfully submitted  
this 17 day of January 2008 by

  
Sonny Swazo

Oil Conservation Division  
Energy, Minerals and Natural  
Resources Department

1220 S. St. Francis Drive  
Santa Fe, NM 87505

(505) 476-3463

Email: sonny.swazo@state.nm.us

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 (and where indicated, fax and email) this 17 day of January 2008:

C & D Management Company d/b/a Freedom Ventures Company  
Attn: Christopher Jeffries  
513 Don Lyle Road, Edmonton, KY  
Email: [kyoilman2000@yahoo.com](mailto:kyoilman2000@yahoo.com)  
Fax: 267-821-8544

Sent Via First-Class Mail, Email, and Fax

South Central Bank of Barren Co, Inc.  
P.O. Box 667  
Glasgow, KY 42142-0667

The First National Bank  
303 West Main  
Artesia, NM 88210

  
Sonny Swazo