

STATE OF NEW MEXICO RECEIVED
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION 2008 JAN 31 AM 9 01

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST TOM R. CONE, FINDING THAT OPERATOR VIOLATED RULE 19.15.4.201 NMAC AS TO FOUR WELLS, REQUIRING OPERATOR TO BRING THE WELLS INTO COMPLIANCE BY A DATE CERTAIN, AND IN THE EVENT OF OPERATOR'S NON-COMPLIANCE WITH SAID ORDER, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG AND ABANDON THE WELLS, EDDY COUNTY, NEW MEXICO.

CASE NO. 14076

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
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RESPONDENT

Tom R. Cone

No entry of appearance filed.

STATEMENT OF THE CASE

The Oil Conservation Division ("OCD") is seeking an order requiring Respondent Tom R. Cone to bring the following inactive wells into compliance with OCD Rule 19.15.4.201 NMAC ("Rule 201") by a date certain:

- (1) Donnelly Pan American No. 001Y (30-015-05739)
- (2) Federal 18 No. 002 (30-015-10228)
- (3) Federal 18 No. 004 (30-015-20226)

(OCD's application included the North Shugart Queen Unit No. 011 (30-015-05600) but that well has since fallen off the inactive well list; OCD will dismiss this well from the case at hearing).

In addition, OCD is requesting that Respondent be ordered to plug and abandon the wells and restore and remediate the well sites if Respondent does not bring the wells into compliance with OCD Rule 201 by a date certain; and if Respondent does not comply with said order, authorization for the OCD to plug and abandon the wells and restore and remediate the well sites.

APPLICANT'S PROPOSED EVIDENCE

WITNESS:

ESTIMATED TIME:

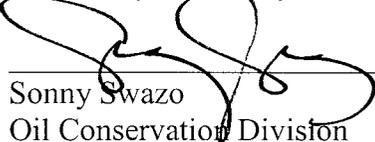
Daniel Sanchez
Enforcement and Compliance Manager

45 Minutes

PROCEDURAL MATTERS

None at this time.

Respectfully submitted
this 31 day of January 2008 by



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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 31 day of January 2008:

Tom R. Cone
1304 West Broadway Place
Hobbs, NM 88240


Sonny Swazo