

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

2008 MAY 13 PM 2 48

IN THE MATTER OF THE APPLICATION OF THE BOARD  
OF COUNTY COMMISSIONERS OF RIO ARRIBA COUNTY  
FOR CANCELLATION OR SUSPENSION OF APPLICATIONS  
FOR PERMITS TO DRILL (APD'S) FILED BY APPROACH  
OPERATING, LLC, RIO ARRIBA COUNTY, NEW MEXICO

CASE 14134

MOTION TO VACATE AND RESCHEDULE HEARING

COMES NOW, the County Commissioners of Rio Arriba County, ("County"),  
by and through the undersigned attorneys, and hereby moves to vacate and reschedule the  
hearing of the above-styled matter from May 29, 2008 to a date in late June or July,  
stating as grounds as follows:

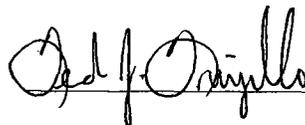
1. As previously communicated to OCD the undersigned attorney has a conflict  
on May 29, 2008 in another case which he has not been able to resolve.

2. The County will need additional time to prepare for the hearing and due to  
other commitments for the first half of June, the undersigned attorney requests the  
rescheduling of this hearing to a date in late June or the month of July.

3. Opposing Counsel for Approach Operating LLC has been contacted on this  
Motion and as of the date of this filing, no response has been received from him.

Wherefore, County respectfully requests the vacating and rescheduling of the  
hearing in the above-styled matter.

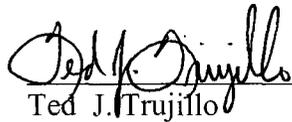
LAW OFFICES OF TED J. TRUJILLO

  
\_\_\_\_\_

Ted J. Trujillo  
Adan E. Trujillo  
P.O. Box 2185  
Española, NM 87532  
(505) 982-3873

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was mailed to counsel of record on the 12<sup>th</sup> day of May, 2008 to J. Scott Hall, Montgomery & Andrews, P.A., P.O. Box 2307, Santa Fe, New Mexico 87504-2307.

  
Ted J. Trujillo