

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 JACKIE BREWER D/B/A SANDLOTT ENERGY, FINDING THAT OPERATOR KNOWINGLY AND WILLFULLY VIOLATED RULE 19.15.3.116 NMAC; ORDERING OPERATOR TO RETURN WELLS TO COMPLIANCE BY A DATE CERTAIN; ORDERING OPERATOR TO PLUG THE WELLS AND AUTHORIZING THE DIVISION TO PLUG THE WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE IF OPERATOR FAILS TO COMPLY WITH THE ORDER; ASSESSING PENALTIES; EDDY COUNTY, NEW MEXICO.

CASE NO. 14074  
*DE NOVO*

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  
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RESPONDENT

Sandlott Energy d/b/a Jackie Brewer

RESPONDENT'S ATTORNEY

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## STATEMENT OF THE CASE

The Oil Conservation Division ("OCD") seeks an order requiring Respondent Sandlott Energy d/b/a Jackie Brewer to comply with OCD Rule 19.15.3.116 NMAC ("Rule 116"), and remediate the historical releases at the 10 subject wells by a date certain.

In addition, OCD seeks an order finding that Respondent knowingly and willfully violated OCD Rule 116 as to the 10 subject wells. OCD is requesting that civil penalties be assessed against Respondent for its knowing and willful violations of OCD Rule 116 as to the 10 subject wells.

In addition, OCD seeks an order requiring Respondent to inspect all of its wells for releases, and to remediate any releases in accord with OCD Rule 116.

\* If Respondent fails to remediate the 10 subject wells by the set date, OCD seeks an order requiring Respondent to plug the wells. If Respondent does not plug the wells by the set date, OCD is requesting authorization to plug the wells and forfeit the applicable financial assurance.

## APPLICANT'S PROPOSED EVIDENCE

### WITNESSES:

### ESTIMATED TIME:

Tim Gum  
Supervisor, OCD District II

30 Minutes

Mike Bratcher  
Compliance Office, District II

1 Hour

Daniel Sanchez  
Enforcement and Compliance Manager

30 Minutes

Dorothy Philips  
Financial Assurance Administrator

By Affidavit

### May Call

Gerry Guye (by telephone)  
Compliance Officer, District II

45 Minutes

## PROCEDURAL MATTERS

None.

Respectfully submitted  
this <sup>3rd</sup> 4 day of September 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 email, fax, and first class mail this <sup>3rd</sup> 4<sup>th</sup> day of September 2008:

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Sonny Swazo