

Warnell, Terry G, EMNRD

From: J. Scott Hall [SHall@montand.com]
Sent: Wednesday, June 24, 2009 12:10 PM
To: Thomas Kellahin; Warnell, Terry G, EMNRD
Cc: Jared Boren
Subject: RE: Case No. 14323

We have confirmed that our Request for Pre-hearing Conference was served on and received by Mr. Kellahin on May 29th. Please note that the plan to set this matter for a special hearing date originated with the Division, not me. I will continue to take calls from examiners to discuss scheduling and other matters not having to do with the merits of a case. The rule allows for that.

Regards,

J. Scott Hall
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-----Original Message-----

From: Thomas Kellahin [mailto:tkellahin@comcast.net]
Sent: Wednesday, June 24, 2009 11:33 AM
To: 'Warnell, Terry G, EMNRD'
Cc: J. Scott Hall; Jared Boren
Subject: RE: Case No. 14323

Dear Mr. Warnell,

Mr. Hall has apparently discuss my case with you without my knowledge. His letter, dated June 23rd faxed to the OCD, says nothing about moving the case to August 20th. It only says that he is not available for July 9th.

At this point, I need to discuss Mr. Hall's latest request with Chesapeake to see if they are available for August 20th.

Mr. Hall's July 23 letter also suggested a special examiner hear date--I see no reasons to do so.

I have not received Mr. Hall's request for a pre-hearing conference and will withhold my response until I receive and review it.

Thanks,

Tom Kellahin

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From: Warnell, Terry G, EMNRD [mailto:TerryG.Warnell@state.nm.us]
Sent: Wednesday, June 24, 2009 11:07 AM
To: Thomas Kellahin; Scott Hall
Cc: Ezeanyim, Richard, EMNRD; Brooks, David K., EMNRD
Subject: Case No. 14323

Gentlemen:

Yesterday Mr. Kellahin requested on behalf of Chesapeake that Case No. 14323 be continued from the June 25th docket to the July 9th docket.

Mr. Hall opposing counsel for COG says he is unavailable on July 9, 2009 and request the case be heard Aug 20, 2009.

So unless Mr. Kellahin has a conflict Case No. 14323 has been continued to August 20, 2009.

Mr. Hall asked for a pre-hearing conference call sometime in August.

I am suggesting we have that call on Monday August 3rd at 9:00 am.

David Brooks is the scheduled hearing examiner for Aug. 20th.

Please let us know if anything requires changes.

Thanks,

Terry G. Warnell
New Mexico Oil Conservation Division
1220 South St. Francis
Santa Fe, NM 87505
505-476-3466

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