

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

**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 NO. 14134

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**IN THE MATTER OF THE APPLICATION OF
APPROACH OPERATING, LLC FOR APPROVAL
OF SIX APPLICATIONS FOR PERMITS TO DRILL,
RIO ARRIBA COUNTY, NEW MEXICO**

CASE NO. 14141

SECOND MOTION FOR CONTINUANCE

Approach Operating, LLC ("Approach"), through its undersigned attorneys, Montgomery and Andrews, P.A. (J. Scott Hall), moves the Commission enter its order continuing the hearing in this matter presently set for December 11, 2008 pending further clarification of the procedures to apply in this matter and in a potentially related rulemaking proceeding. At this time, Approach requests the hearing be continued to the Commission hearing docket to be scheduled in February, 2009.

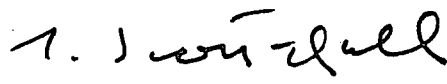
The grounds for this Motion are the same as those set forth in Approach's August 26, 2008 Motion for Continuance. Since that Motion, the circumstances set forth therein remain unchanged, and Approach reincorporates all the statements made on August 26, 2008 in this Motion.

Counsel for the Rio Arriba Board of County Commissioners agrees with the request for continuance.

WHEREFORE, Approach Operating LLC requests the Commission enter its Order continuing the hearing on these applications to the Commission hearing docket to be scheduled for February, 2009.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By: 

J. Scott Hall, Esq.
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(505) 982-3873
Attorneys for Approach Operating, LLC

Telephonically Approved: 12/1/2008

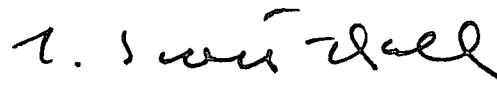
Adan Trujillo, Esq.
Attorney for Rio Arriba
Board of County Commissioners

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was faxed to counsel of record on this 1st day of December, 2008 as follows:

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J. Scott Hall