



New Mexico Energy, Minerals and Natural Resources Department

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2010 JAN -6 P 1:40
Mark Fesmire
Division Director
Oil Conservation Division



January 6, 2010

Ms. Florene Davidson, Administrator
EMNRD-OCD
1220 S. St. Francis Drive
Santa Fe, NM 87505

Hand-delivered

Re: **CASE NO.14321, KEVIN O. BUTLER & ASSOC., INC. [OGRID 12627]. – Inactive Wells & Financial Assurance Noncompliance**

Dear Ms. Davidson,

Although not yet completely in compliance with OCD Rules, Operator Kevin O. Butler has achieved *substantial* compliance and has substantially addressed the compliance issues set out in the Division's Application filed in this matter. As such, the OCD respectfully requests that Case No. 14321, which is currently set for hearing on the January 7, 2010 docket, be dismissed.

Sincerely,

Mikal Altomare
Attorney for the Oil Conservation Division

CC:

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