

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

ORIGINAL

DE NOVO APPLICATION OF THE NEW MEXICO OIL
CONSERVATION DIVISION FOR A
COMPLIANCE ORDER AGAINST NACOGDOCHES
OIL AND GAS, INC.

CASE NO. 14326

TRANSCRIPT OF PROCEEDINGS
Commission Meeting
April 8, 2010
9:04 a.m.

1220 South St. Francis Drive, Room 102
Santa Fe, New Mexico 87504

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BEFORE: MARK FESMIRE, Chair
JAMI BAILEY, Commissioner
WILLIAM OLSON, Commissioner

ALSO PRESENT: FLORINE DAVIDSON, Secretary
MARK SMITH, Counsel

1 MR. FESMIRE: At this time, we will
2 go on the record in the regularly scheduled New
3 Mexico Oil Conservation Commission meeting scheduled
4 for April 8, 2010. The record should reflect that
5 Commissioners Bailey, Olson, and Fesmire are all
6 present. We, therefore, have a quorum.

7 The first order of business before
8 the Commission today is the adoption of the minutes
9 of the March 11, 2010 Commission meeting. Have the
10 commissioners had a chance to review the minutes as
11 presented by the secretary?

12 MS. BAILEY: I need to abstain since
13 I was not present during that hearing.

14 MR. FESMIRE: The record should
15 reflect that Commissioner Bailey was not present
16 during the hearing and has abstained from adopting
17 the minutes.

18 MR. OLSON: Yes, I have reviewed
19 them, but I did make a minor edit --

20 MS. DAVIDSON: Yes.

21 MR. OLSON: -- in the minutes, and I
22 think they accurately reflect our meeting, and I move
23 that they be adopted.

24 MR. FESMIRE: Secretary Davidson, you
25 have adopted the commissioner's --

1 MS. DAVIDSON: Changes, yes.

2 MR. FESMIRE: -- change in the copy
3 presented to us?

4 MS. DAVIDSON: Yes.

5 MR. FESMIRE: I, too, have reviewed
6 the minutes, and they accurately reflect my
7 recollection of the events at the meeting, so I would
8 second the motion. All of those in favor of signing
9 the minutes as presented by the secretary signify by
10 saying aye.

11 MR. OLSON: Aye.

12 MR. FESMIRE: Aye. Let the record
13 reflect that Commissioners Olson and Fesmire voted to
14 adopt the minutes as presented, that the minutes will
15 be signed, have been signed, and transmitted to the
16 secretary for recording.

17 MS. DAVIDSON: Thank you.

18 MR. FESMIRE: The next order of
19 business before the Commission is Case Number 13 --
20 14326. It is the De Novo Application of the New
21 Mexico Oil Conservation Division for a Compliance
22 Order against Nacogdoches Oil and Gas. The
23 Commission has deliberated and directed counsel to
24 draft an order in this case -- wait a minute.

25 MS. BAILEY: The case was dismissed.

1 MR. FESMIRE: Oh, I'm sorry. The
2 case was dismissed. Secretary, is there an order to
3 that effect?

4 MS. DAVIDSON: You signed the order
5 as commission chair.

6 MR. FESMIRE: Okay.

7 MS. DAVIDSON: It has already been
8 dismissed.

9 MR. FESMIRE: Okay. So Case Number
10 14326 has been dismissed.

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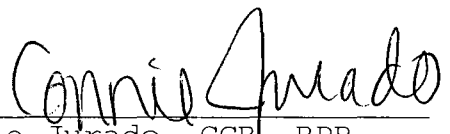
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REPORTER'S CERTIFICATE

I, CONNIE JURADO, do hereby certify that I reported the foregoing case in stenographic shorthand and transcribed, or had the same transcribed under my supervision and direction, the foregoing matter and that the same is a true and correct record of the proceedings had at the time and place.

I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or attorneys in this case, and that I have no interest whatsoever in the final disposition of this case in any court.

WITNESS MY HAND this 8TH day of April, 2010.



Connie Jurado, CCR, RPR
New Mexico CCR No. 254
Expires: December 31, 2010