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February 15, 2010

VIA HAND DELIVERY

Mr. Richard Ezeanyim
Chief Engineer and Hearing Examiner
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1200 South Saint Francis Drive
Santa Fe, New Mexico 87505

Re: Case No. 14411: Application of Agua Sucia, LLC to reinstate Administrative Order SWD-559 for salt water disposal, Lea County, New Mexico.

Dear Mr. Ezeanyim:

Pursuant to your February 1, 2010 directive, this letter is to advise the Division of the status of production of document pursuant to the subpoena issued to Armstrong Energy Corporation in this case.

Agua Sucia has produced certain documents sought by Armstrong's subpoena and has agreed to provide invoices for the January – February work on the well. We anticipate receiving these invoices in the next few days. Mr. Bruce and I anticipate that we will be ready for hearing on March 4, 2010.

Very truly yours,

William F. Carr

cc: James Bruce Esq.