

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

**APPLICATION OF DEVON ENERGY PRODUCTION  
COMPANY, L. P. FOR DESIGNATION OF A NON-STANDARD  
SPACING UNIT AND FOR COMPULSORY POOLING  
LEA COUNTY, NEW MEXICO**

**CASE 14570**

**[Shinnery 15 Federal Com No. 3-H well-S/2N/2 Sec 15]**

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COMPANY, L. P. FOR DESIGNATION OF A NON-STANDARD  
SPACING UNIT AND FOR COMPULSORY POOLING  
LEA COUNTY, NEW MEXICO**

**CASE 14569**

**[Shinnery 15 Federal Co No. 2-H well-N/2N/2 Sec 15]**

**CONSOLIDATED  
CIMAREX'S PRE-HEARING STATEMENT**

**Cimarex Energy Co. of Colorado ("Cimarex") submits their pre-hearing statement  
as required by the New Mexico Oil Conservation Commission.**

**APPEARANCES OF THE PARTIES**

**APPLICANT**

**Devon Energy Production Company, L.P.**

**ATTORNEY**

**J. Scott Hall, Esq.  
Montgomery & Andrews  
325 Paseo de Peralta  
Santa Fe, NM 87501  
Phone 505-982-3873**

**OPPONENT**

**Cimarex Energy Co. of Colorado  
600 N. Marienfeld St., Suite 600  
Midland, TX 79701**

**Attn: Mark Compton  
432-471-7800**

**ATTORNEY**

**Thomas Kellahin, Esq.  
706 Gonzales Road  
Santa Fe, New Mexico 87501  
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**CIMAREX'S STATEMENT OF THE CASES**

- (1) Cimarex seeks dismissal of Case 14569 because Devon filed its case on October 6, 2010 some 12 days before Devon actually proposed the wellbore to Cimarex. See Motion to Dismiss
- (2) Cimarex seeks an order denying Devon's Case 14570 and approving of Cimarex's Case 14573 each is a compulsory pooling case requested pooling of conflicting orientation of non-standard spacing units. See Motion to Continue.

**PROPOSED EVIDENCE**

**APPLICANT**

<b>WITNESSES</b>	<b>EST. TIME</b>	<b>EST. EXHIBIT</b>
Mark Compton (Landman) (engineer)	15 min (pending)	@ 8
Zeno Farris (geologist)	(pending)	

**PROCEDURAL MATTERS**

- (1) There is Cimarex's motion of dismiss Devon's Case 14569 pending a decision by the Examiner
- (2) There is Cimarex's motion to continue and consolidate Devon's Case 14570 with Cimarex's Case 14573 for these cases then to be heard on the December 2<sup>nd</sup> docket.

**JKELLAHIN & KELLAHIN**



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**CERTIFICATE OF SERVICE**

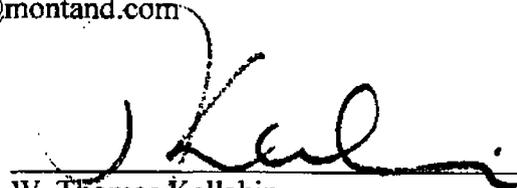
I certify that on November 10, 2010, I served a copy of the foregoing documents by:

- US Mail, postage prepaid
- Hand Delivery
- Facsimile
- Email

to the following:

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OCD Examiner  
David.brooks@state.nm.us

J. Scott Hall, Esq.  
Attorney for Devon  
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W. Thomas Kellahin