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

RECEIVED

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION COMMISSION FOR THE PURPOSE OF CONSIDERING:

100 28 2003

Oil Conservation Division

CASE NO. 12888 DE NOVO

APPLICATION OF THE FRUITLAND COALBED METHANE STUDY COMMITTEE TO AMEND RULES 4 AND 7 OF THE SPECIAL POOL RULES AND REGULATIONS FOR THE BASIN-FRUITLAND COAL GAS POOL AND FOR THE TERMINATION OF THE CEDAR HILLS FRUITLAND BASAL COAL GAS POOL AND THE CONCOMITANT EXPANSION OF THE BASIN-FRUITLAND COAL GAS POOL, RIO ARRIBA, SAN JUAN, MCKILEY AND SANDOVAL COUNTIES, NEW MEXICO.

WITHDRAWAL OF APPEARANCE

The New Mexico Oil Conservation Division hereby withdraws its appearance and

Pre-Hearing Statement filed in this case on May 20, 2003.

RESPECTFULLY SUBMITTED,

David K. Brooks Assistant General Counsel Energy, Minerals and Natural Resources Department of the State of New Mexico 1220 S. St. Francis Drive Santa Fe, NM 87505 (505)-476-3450

Attorney for The New Mexico Oil Conservation Division

CERTIFICATE OF MAILING

I hereby certify that on this 28 th day of May, 2003, a copy of the foregoing Withdrawal of Appearance of the New Mexico Oil Conservation Division was served on each of the following counsel by first class mail directed to the addresses stated below.

Mr. William F. Carr Holland & Hart P.O.Box 2208 Santa Fe, NM 87504-2208 Attorney for BP America Production Company and Williams Production Company

Mr. W. Thomas Kellahin Kellahin and Kellahin P.O.Box 2265 Santa Fe, NM 87504-2265 Attorney for Burlington Resources Oil & Gas Company LP

Mr. James G. Bruce P.O.Box 1056 Santa Fe, NM 87504 Attorney for San Juan Coal Company

Mr. Ned Kendrick Montgomery & Andrews P.O.Box 2307 Santa Fe, NM 87504-2307 Attorney for Dugan Production Company

Mr. Larry P. Ausherman Modrall Sperling Roehl Harris & Sisk P.O.Box 2168 Albuquerque, NM 87103-2168 Attorney for San Juan Coal Company

Charles E. Roybal 300 W. Arrington #200 Farmington, NM 87401-8433 Attorney for BHP Minerals

David K. Brook

David K. Brooks