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December 30, 2002

Via U.S. Mail

Lori Wrotenbery
Oil Conservation Commission
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Re: Case No. 12888 (de novo)
Order No. R-8768-C

San Juan Coal Company's motion for a (partial) stay

Dear Ms. Wrotenbery:

I have received Mr. Kellahin's letter of December 12, 2002, regarding San Juan's motion for a stay of the above order. San Juan responds as follows:

1. San Juan mailed the motion to Mr. Kellahin because it is only requesting a stay with respect to a few sections of land, in which Mr. Kellahin's clients have no interest. Therefore, the motion does not affect his clients.
2. The Commission has always, in my experience, allowed an opposing party to respond before issuing an order. I note that almost three weeks have passed since Mr. Kellahin's letter, and he has filed no response to the motion.

In fact, no one has responded to the motion, and San Juan requests that the motion be granted.

Very truly yours,


James Bruce

Attorney for San Juan Coal Company

cc: Counsel