

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

**CASE NO. 10344**

**APPLICATION OF COLLINS & WARE, INC.**

**PRE-HEARING STATEMENT**

This prehearing statement is submitted by Conrad E. Coffield, Attorney for BHP Petroleum (Americas) Inc. as required by the Oil Conservation Division.

**APPEARANCES OF PARTIES**

**APPLICANT**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

name, address, phone and  
contact person

**ATTORNEY**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**OPPOSITION OR OTHER PARTY**

BHP Petroleum (Americas) Inc.

5847 San Felipe, Suite 3600

Houston, Texas 77057

Telephone No.: (713) 780-5000

Steve Mahanay  
name, address, phone and  
contact person

**ATTORNEY**

Conrad E. Coffield

Hinkle, Cox, Eaton, Coffield & Hensley

Post Office Box 3500

Midland, Texas 79701

Telephone No.: (915) 683-4691

## **STATEMENT OF CASE**

### **APPLICANT**

(Please make a concise statement of what is being sought with this application and the reasons therefore.)

### **OPPOSITION OR OTHER PARTY**

(Please make a concise statement of the basis for opposing this application or otherwise state the position of the party filing this statement.)

1. Geological data reveal unfairness and violation of correlative rights as to BHP and its interests if the OCD should allow drilling of the Applicant's well at a location which is as far off pattern as is requested in the Collins & Ware Application.

2. If the OCD permits Collins & Ware's well to be drilled at the location described in the Application for this case, substantial production penalties should be imposed in order to protect correlative rights of oil and gas interest owners offsetting the Collins & Ware well location.

**PROPOSED EVIDENCE**

**APPLICANT**

WITNESSES  
(Name and expertise)

EST. TIME

EXHIBITS

**OPPOSITION**

WITNESSES  
(Name and expertise)

EST. TIME

EXHIBITS

- |    |   |                    |             |
|----|---|--------------------|-------------|
| 1. | Bill Morris<br>Geologist  | 10 - 15 minutes    | 2 exhibits  |
| 2. | Wayne Kotovsky<br>Petroleum Engineer<br>(to testify only if needed) | 10 minutes or less | no exhibits |

**PROCEDURAL MATTERS**

(Please identify any procedural matters which  
need to be resolved prior to the hearing)

  
Signature