

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

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

**CASE NO. 14321
ORDER NO. R-13208**

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION,
THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A
COMPLIANCE ORDER AGAINST KEVIN O. BUTLER AND ASSOCIATES,
INC. [OGRID 12627], FINDING THAT THE OPERATOR IS IN VIOLATION OF
19.15.25.8 NMAC AS TO 32 WELLS; REQUIRING OPERATOR TO PLUG ALL
39 OF ITS WELLS OPERATED IN THE STATE OF NEW MEXICO BY A DATE
CERTAIN, AND IN THE EVENT THE OPERATOR FAILS TO DO SO,
AUTHORIZING THE DIVISION TO DO SO, FORFEITING ANY APPLICABLE
BONDS, PURSUANT TO SECTION 70-2-14(B) NMSA 1978, EDDY, CHAVES
AND LEA COUNTIES, NEW MEXICO.**

ORDER OF THE DIVISION

BY THE DIVISION:

This case came on for hearing at 8:15 a.m. on January 7, 2010, at Santa Fe, New Mexico, before Examiner Terry Warnell.

NOW, on this 8th day of January, 2010, the Division Director, having considered the record and the recommendations of the Examiner,

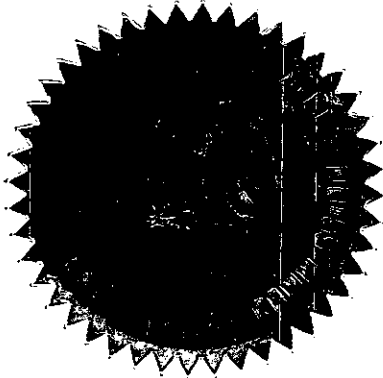
FINDS THAT:

The applicant has requested its case be dismissed without prejudice.

IT IS THEREFORE ORDERED THAT:

Case No. 14321 is hereby dismissed without prejudice.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.



SEAL

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

A handwritten signature in black ink, appearing to read "Mark E. Fesmire". The signature is fluid and cursive.

MARK E. FESMIRE, P.E.
Director