

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. 03-0325697

§ APPLICATION OF HILCORP ENERGY COMPANY  
§ (386310) FOR A NEW FIELD DESIGNATION AND A TWO  
§ FACTOR ALLOCATION FORMULA FOR THE GREEN  
§ UNIT 1, LEASE, WELL NO. 1, IN THE PROPOSED  
§ LIGHTNING (TEX-MISS CONS) FIELD, MATAGORDA  
§ COUNTY, TEXAS

March 18, 2020

**NOTICE OF HEARING**

**Date, Location, and Place of Hearing-** Notice is hereby given that a public hearing will be held at **1:30 p.m. on Tuesday, April 7, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the hearing is not concluded on the day it commences, it will be continued from day to day until concluded.

**If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.**

**Purpose of Hearing-** The purpose of the hearing is to allow the parties to present evidence and consider all issues of fact and law raised in or relevant to the Application. The issues that may be addressed at the hearing include, but are not limited to, the following:

1. A statement of the matters asserted and the nature of the Applicant's hearing request is in the attached Appendix A.
2. Any other issues raised in the pleadings, evidence, or argument that are necessary for the Commission to render a final decision on the merits of this case.

**Failure to Appear-** **All parties, protestants or persons intending to participate at the hearing must attend the hearing.** Failure to appear at any prehearing conference or the hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing must complete and file with Docket Services the enclosed Notice of Intent to Appear at Hearing Protest form at least **five business days** prior to the hearing date in this Notice of Hearing. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the form should be served on the Applicant and any other parties of record.

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3;
- Tex. Water Code chapters 26, 27 and 29; and
- Statutes and rules referenced in Appendix A, if any, of this Notice of Hearing.

**Continuance of Hearing-** Any request for continuance of this hearing must be filed in Docket Services **no later than five business days prior to the hearing date**. Copies of such request must be served to all parties shown on the service list. 16 Tex. Admin. Code § 1.45(a)(1).

**Ex parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing. Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases.** See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Hearing Exhibits-** All exhibits must be clearly marked and submitted in duplicate. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** All requests for setting up a presentation need to be made in writing no less than three business days prior to the hearing date. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Hearing and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## **APPENDIX A**

This hearing is held to consider the application of Hilcorp Energy Company for a New Field Designation and to adopt a Two Factor Allocation Formula for their Green Unit 1 Lease, Well No. 1, in the proposed Lightning (Tex-Miss Cons) Field, Matagorda County, Texas.

If you have questions regarding this Application, please contact the Applicant's representative, Dale Miller, at (512) 478-3456. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the hearing process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the hearing to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Hearing in Oil and Gas Docket No. **03-0325697** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

HILCORP ENERGY COMPANY  
ATTN: ROBIN ADAMS  
PO BOX 61229  
HOUSTON, TX 77208-1229

GWM OPERATING COMPANY, LLC  
9950 WESTPARK, SUITE 326  
HOUSTON, TX 77063

RLU OPERATING, LLC  
3519 PAESANOS PKWY., STE. 104  
SAN ANTONIO, TX 78231

DALE E. MILLER  
FOR HILCORP ENERGY COMPANY  
1000 WEST AVE.  
AUSTIN, TX 78701-2019

LORENZO GARZA  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

JOE STASULLI  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

OLIN MACNAMARA  
GEOLOGIST  
FIELD OPERATIONS  
RRC - AUSTIN  
***Via Intra-Agency Email***

PAUL DUBOIS  
ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
***Via Intra-Agency Email***

On this the **18th** day of **March**, 2020.

***Melissa Stovall***

Docket Services, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR AT HEARING

A Copy of this Notice of Intent to Appear at Hearing must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be received by Docket Services at least five business days in advance of the hearing date.

APPLICANT: HILCORP ENERGY COMPANY (386310)  
CASE/DOCKET NO.: 03-0325697  
STATUS NO.:

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Hearing as **(Check one of the referenced party status):**  
\_\_\_\_ ***Applicant*** \_\_\_\_ ***Protestant*** \_\_\_\_ ***Observer*** or \_\_\_\_ ***In Support of Application*** and states he/she  
or his/her representative will appear and participate at the hearing.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear at Hearing form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation at the hearing): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001232	§ APPLICATION OF SIANA OIL & GAS (779259) TO
	§ SUPERSEDE THE PROVISION IN THE FINAL ORDER
	§ ENTERED ON APRIL 25, 2018 IN OIL AND GAS
	§ DOCKET NO. 03-0309757 REQUIRING SIANA OIL &
	§ GAS TO PLUG THE CARPENTER, ALMA (003197)
March 18, 2020	§ LEASE, WELL NO. 14A, NOME (X SAND) FIELD,
	§ JEFFERSON COUNTY, TEXAS, AND TO APPROVE
	§ SIANA OIL & GAS AS THE OPERATOR OF RECORD;
	§ DISTRICT NO. 03

**NOTICE OF HEARING**

**Date, Location, and Place of Hearing-** Notice is hereby given that a public hearing will be held at **9:00 a.m. on Wednesday, April 1, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the hearing is not concluded on the day it commences, it will be continued from day to day until concluded.

**If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.**

**Purpose of Hearing-** The purpose of the hearing is to allow the parties to present evidence and consider all issues of fact and law raised in or relevant to the Application. The issues that may be addressed at the hearing include, but are not limited to, the following:

1. A statement of the matters asserted and the nature of the Applicant's hearing request is in the attached Appendix A.
2. Any other issues raised in the pleadings, evidence, or argument that are necessary for the Commission to render a final decision on the merits of this case.

**Failure to Appear-** **All parties, protestants or persons intending to participate at the hearing must attend the hearing.** Failure to appear at any prehearing conference or the hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing must complete and file with Docket Services the enclosed Notice of Intent to Appear at Hearing Protest form at least **five business days** prior to the hearing date in this Notice of Hearing. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the form should be served on the Applicant and any other parties of record.

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3;
- Tex. Water Code chapters 26, 27 and 29; and
- Statutes and rules referenced in Appendix A, if any, of this Notice of Hearing.

**Continuance of Hearing-** Any request for continuance of this hearing must be filed in Docket Services **no later than five business days prior to the hearing date**. Copies of such request must be served to all parties shown on the service list. 16 Tex. Admin. Code § 1.45(a)(1).

**Ex parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Hearing Exhibits-** All exhibits must be clearly marked and submitted in duplicate. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** All requests for setting up a presentation need to be made in writing no less than three business days prior to the hearing date. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Hearing and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.



## APPENDIX A

This hearing is held to consider the application of Siana Oil & Gas to Supersede the provision in the Final Order entered on April 25, 2018 in Oil and Gas Docket No. 03-0309757 requiring Siana Oil & Gas to plug the Carpenter, Alma Lease, Well No. 14A, Nome (X Sand) Field, Jefferson County, Texas, and to approve Siana Oil & Gas as the Operator of Record; District 03.

If you have questions regarding this Application, please contact the Applicant's representative, Lisa Barfield, at (281) 635-0407. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the hearing process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the hearing to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Hearing in Oil and Gas Docket No. **OG-19-00001232** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

SIANA OIL & GAS  
SIANA OIL & GAS COMPANY  
400 N SAM HOUSTON PKWY EAST STE 601  
HOUSTON TX 77060

ROGER TINDALL  
PO BOX 61  
NOME, TX 77629

LISA BARFIELD  
FOR SIANA OIL & GAS  
12955 WILLOW PLACE DR W.  
#691485  
HOUSTON TX 77070

LORENZO GARZA  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

JOE STASULLI  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

OLIN MACNAMARA  
GEOLOGIST  
FIELD OPERATIONS  
RRC - AUSTIN  
***Via Intra-Agency Email***

PAUL DUBOIS  
ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
***Via Intra-Agency Email***

On this the **18th** day of **March**, 2020.

***Melissa Stovall***

Docket Services, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR AT HEARING

A Copy of this Notice of Intent to Appear at Hearing must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be received by Docket Services at least five business days in advance of the hearing date.

APPLICANT: SIANA OIL & GAS (779259)  
CASE/DOCKET NO.: OG-19-00001232  
STATUS NO.:

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Hearing as **(Check one of the referenced party status):**  
\_\_\_\_ ***Applicant*** \_\_\_\_ ***Protestant*** \_\_\_\_ ***Observer*** or \_\_\_\_ ***In Support of Application*** and states he/she  
or his/her representative will appear and participate at the hearing.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear at Hearing form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation at the hearing): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-20-00002685	§ APPLICATION OF PERMIAN DEEP ROCK OIL CO., § LLC (655805) PURSUANT TO THE MINERAL § INTEREST POOLING ACT FOR A POOLED UNIT FOR § THE CHAPARRAL LEASE, WELL NO. 110UH, § SPRABERRY (TREND AREA) FIELD, MIDLAND § COUNTY, TEXAS; DISTRICT 08
March 18, 2020	

**NOTICE OF HEARING**

**Date, Location, and Place of Hearing-** Notice is hereby given that a public hearing will be held at **9:00 a.m. on Friday, April 24, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the hearing is not concluded on the day it commences, it will be continued from day to day until concluded.

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**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3;
- Tex. Water Code chapters 26, 27 and 29; and
- Statutes and rules referenced in Appendix A, if any, of this Notice of Hearing.

**Continuance of Hearing-** Any request for continuance of this hearing must be filed in Docket Services **no later than five business days prior to the hearing date**. Copies of such request must be served to all parties shown on the service list. 16 Tex. Admin. Code § 1.45(a)(1).

**Ex parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing. Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases.** See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Hearing Exhibits-** All exhibits must be clearly marked and submitted in duplicate. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** All requests for setting up a presentation need to be made in writing no less than three business days prior to the hearing date. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List** for this application is available for inspection at the Railroad Commission's offices in the William B. Travis State Office Building, Hearing Division, Docket Services, Room 12-123, 1701 North Congress Avenue, Austin, Texas 78701.

**THIS HEARING WILL ALSO BE NOTICED BY PUBLICATION.**

**APPENDIX A**

**Docket No. OG-20-00002685: Chaparral 110UH-**This hearing will be held to consider the application of Permian Deep Rock Oil Company, LLC ("Permian Deep Rock") pursuant to the Mineral Interest Pooling Act ("MIPA") (Chapter 102 of the Texas Natural Resources Code). Permian Deep Rock requests that the Commission enter an order creating an approximately 156.843-acre pooled unit known as the Chaparral 110 Unit around the proposed Chaparral 110UH Well, to be drilled in the Spraberry (Trend Area) Field. The proposed Chaparral 110 Unit is located in Sections 15, 22, and 27, Block 39, T1S, T. & P. RR. Co. Survey, Midland County, Texas.

Permian Deep Rock proposes to be the operator of the Chaparral 110UH Well. Permian Deep Rock proposes that production from the Chaparral 110UH Well be allocated between the Knight Voluntary Pooled Unit depicted on the attached plat, and the unleased tracts with acreage in the proposed Chaparral 110 Unit, in the proportion that the number of surface acres of each within the Chaparral 110 Unit bears to the total number of surface acres in the Chaparral 110 Unit. Permian Deep Rock proposes the Commission provide for reimbursement of drilling and completion costs solely out of production with a charge for risk of 100 percent of the drilling and completion costs. A plat showing the boundary of the proposed Chaparral 110 Unit and the path of the proposed Chaparral 110UH Well is attached to this notice.

If you have questions regarding this Application, please contact the Applicant's representative, Chris Hall, at (432) 686-1902. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the hearing process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the hearing to confirm that it will go forward as scheduled.**

**THIS HEARING WILL ALSO BE NOTICED BY PUBLICATION.**

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR AT HEARING

A Copy of this Notice of Intent to Appear at Hearing must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be received by Docket Services at least five business days in advance of the hearing date.

APPLICANT: PERMIAN DEEP ROCK OIL CO., LLC (655805)  
CASE/DOCKET NO.: OG-20-00002685  
STATUS NO.:

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Hearing as **(Check one of the referenced party status):**  
\_\_\_\_ ***Applicant*** \_\_\_\_ ***Protestant*** \_\_\_\_ ***Observer*** or \_\_\_\_ ***In Support of Application*** and states he/she  
or his/her representative will appear and participate at the hearing.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear at Hearing form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation at the hearing): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code





# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001978	§	APPLICATION OF MUSTANG SWD OPERATING LLC
	§	(597220) PURSUANT TO STATEWIDE RULE 9 FOR A
Tracking No. 48499	§	PERMIT TO DISPOSE OF OIL AND GAS WASTE BY
	§	INJECTION INTO A POROUS FORMATION NOT
	§	PRODUCTIVE OF OIL OR GAS FOR THE ADOBE
March 18, 2020	§	CATTLE COMPANY SWD LEASE, WELL NO. 1, WHEAT
	§	(CHERRY CANYON) FIELD, REEVES COUNTY, TEXAS;
	§	DISTRICT 08

**NOTICE OF PREHEARING CONFERENCE**

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **9:00 a.m. on Thursday, April 2, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear-** **All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

**Continuance of Prehearing Conference-** Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date.** 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

**Ex Parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Exhibits-** All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date.** Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## APPENDIX A

**Purpose of Prehearing Conference**-The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

## APPENDIX B

**Purpose of Hearing on the Merits**- The purpose of this hearing is to consider the application of Mustang SWD Operating LLC for a permit to dispose of oil and gas waste by injection for the Adobe Cattle Company SWD Lease, Well No. 1, Wheat (Cherry Canyon) Field, in Reeves County, Texas, pursuant to 16 Tex. Admin. Code § 3.9. If granted, the permit will allow injection into a porous formation not productive of oil or gas. The proposed location is approximately 4.8 miles northeast of Verhalen, Texas. The application seeks authority to inject a maximum volume of 20,000 bbl/day of salt water into the subsurface depth interval from 5,150 to 6,250 feet within the Bell Canyon and Cherry Canyon formations.

If you have questions regarding this Application, please contact the Applicant's representatives, John Soule and Ross Southerland, at (512) 495-6300. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001978** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

MUSTANG SWD OPERATING,  
LLC  
SUITE 270  
5910 N CENTRAL EXPRESSWAY  
DALLAS TX 75206

CLAY NANCE  
FOR MICHAEL & ASHLEY  
GIESBRECHT  
2112 RIO GRANDE ST  
AUSTIN TX 78705

REEVES COUNTY CLERK  
DIANNE O. FLOREZ  
P. O. BOX 867  
100 E. 4TH STREET, ROOM 101  
PECOS, TEXAS 79772

DAVID SHIFFLETT  
P.O. BOX 9017  
VERHALEN, TX 79772

AUREL & MARIANA CRISAN  
30 E ELM ST. APT 3B  
CHICAGO IL 60611

JOHN SOULE AND ROSS  
SOUTHERLAND  
FOR MUSTANG SWD  
OPERATING LLC  
303 COLORADO ST STE 2400  
AUSTIN TX 78701

NETA RHYNE  
P.O. BOX 11  
TOYAHVALE, TX 79786

PRATER FARM  
PO BOX 398  
MESILLA PARK NM 88047

BRACERO FARMS  
PO BOX 10403  
MIDLAND TX 79702

SCOTT HOLDEMAN  
PO BOX 162  
SARAGOSA TX 79780

LORENZO GARZA  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

BILL G. SPENCER CONSULTING,  
LP.  
ATTN: BILL G. SPENCER  
FOR BRACERO FARMS  
P. O. BOX 4188  
CEDAR PARK, TX 78613

HELMS OIL & GAS, LLC  
ATTN: RACHAEL BRADEN  
P.O. BOX 52808  
MIDLAND, TX 79710

JOE STASULLI  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

DARREL RHYNE  
P.O. BOX 54  
TOYAHVALE, TX 79786

ADOBE CATTLE COMPANY  
PO BOX 620  
SARAGOSA TX 79780

OLIN MACNAMARA  
GEOLOGIST  
FIELD OPERATIONS  
RRC - AUSTIN  
***Via Intra-Agency Email***

MICHAEL & ASHLEY  
GIESBRECHT  
P. O. BOX 427  
PECOS, TX 79772

ROY L RICH  
1600 S LEON AVE  
MONAHANS TX 79756

CENTENNIAL RESOURCES  
PROD LLC  
1001 17TH ST STE 1800  
DENVER CO 80202

PAUL DUBOIS  
ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL  
PERMITTING  
RRC - AUSTIN  
***Via Intra-Agency Email***

On this the **18th** day of **March**, 2020.

***Melissa Stovall***

Docket Services, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: MUSTANG SWD OPERATING LLC (597220)  
CASE/DOCKET NO.: OG-19-00001978  
STATUS NO.: 48499

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

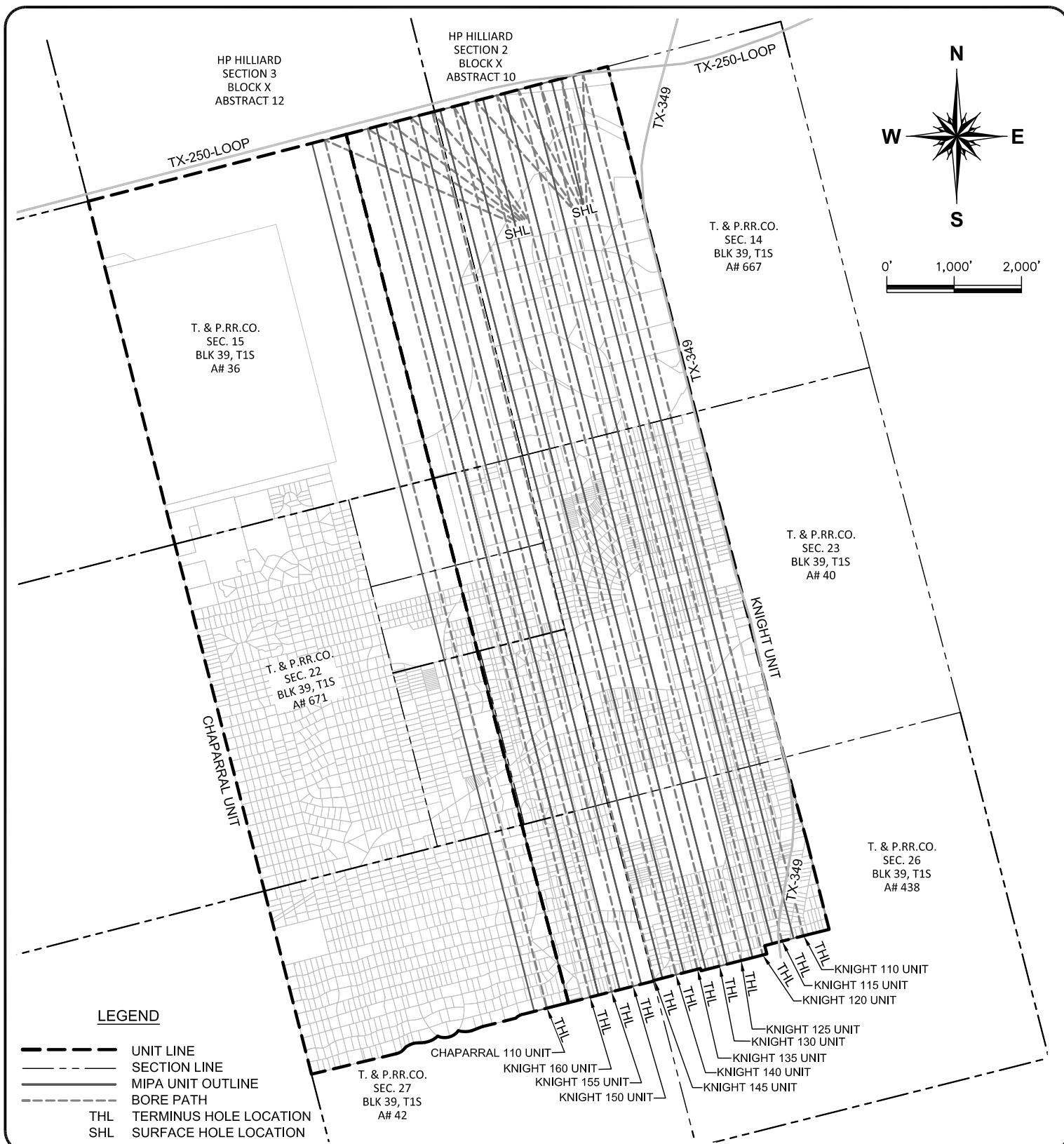
Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elects to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.



## CHAPARRAL & KNIGHT MIPA MAPS

KNIGHT 110 UNIT: 144.160 ACRES  
 KNIGHT 115 UNIT: 99.306 ACRES  
 KNIGHT 120 UNIT: 101.634 ACRES  
 KNIGHT 125 UNIT: 119.688 ACRES  
 KNIGHT 130 UNIT: 100.598 ACRES  
 KNIGHT 135 UNIT: 100.201 ACRES  
 KNIGHT 140 UNIT: 100.220 ACRES  
 KNIGHT 145 UNIT: 100.018 ACRES

KNIGHT 150 UNIT: 100.229 ACRES  
 KNIGHT 155 UNIT: 100.176 ACRES  
 KNIGHT 160 UNIT: 143.388 ACRES  
 CHAPARRAL 110 UNIT: 156.843 ACRES



DATE:	2/5/2020	
REV #	DRAFTER	DATE
REV 1	J.GONZALEZ	3/9/2020
DRAWN: JGONZALEZ		
JOB NO.: 19002229		
SHEET: 1 OF 1		



RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. 8A-0325698

March 18, 2020

§ APPLICATION OF WALSH PETROLEUM, INC.  
§ (894720) TO CONSOLIDATE THE BRAHANEY,  
§ EAST (SAN ANDRES) FIELD INTO THE  
§ PLATANG (SAN ANDRES) FIELD, YOAKUM  
§ COUNTY, TEXAS

**NOTICE OF HEARING**

**Date, Location, and Place of Hearing-** Notice is hereby given that a public hearing will be held at **1:30 p.m. on Monday, April 20, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the hearing is not concluded on the day it commences, it will be continued from day to day until concluded.

**If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.**

**Purpose of Hearing-** The purpose of the hearing is to allow the parties to present evidence and consider all issues of fact and law raised in or relevant to the Application. The issues that may be addressed at the hearing include, but are not limited to, the following:

1. A statement of the matters asserted, and the nature of the Applicant's hearing request is in the attached Appendix A.
2. Any other issues raised in the pleadings, evidence, or argument that are necessary for the Commission to render a final decision on the merits of this case.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the hearing.** Failure to appear at any prehearing conference or the hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing must complete and file with Docket Services the enclosed Notice of Intent to Appear at Hearing Protest form at least **five business days** prior to the hearing date in this Notice of Hearing. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the form should be served on the Applicant and any other parties of record.

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3;
- Tex. Water Code chapters 26, 27 and 29; and
- Statutes and rules referenced in Appendix A, if any, of this Notice of Hearing.

**Continuance of Hearing-** Any request for continuance of this hearing must be filed in Docket Services **no later than five business days prior to the hearing date**. Copies of such request must be served to all parties shown on the service list. 16 Tex. Admin. Code § 1.45(a)(1).

**Ex parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Hearing Exhibits-** All exhibits must be clearly marked and submitted in duplicate. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** All requests for setting up a presentation need to be made in writing no less than three business days prior to the hearing date. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Hearing and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## APPENDIX A

This hearing is held to consider the application of Walsh Petroleum, Inc. (894720) to Consolidate the Brahaney, East (San Andres) Field into the Platang (San Andres) Field, Yoakum County, Texas.

If this application to consolidate fields is approved, all operators in the Brahaney field(s) will be required to submit new Form P-4s for their leases in that (those) field(s). The Final Order may include a time period within which Form P-4s must be filed.

If you have questions regarding this Application, please contact the Applicant's representative, Barry Hagemann at (512) 480-9600. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the hearing process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the hearing to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Hearing in Oil and Gas Docket No. **8A-0325698** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

WALSH PETROLEUM, INC.  
P.O. BOX 3528  
MIDLAND, TX 79702

CUSTER & WRIGHT OPERATING, INC.  
PO BOX 2334  
MIDLAND, TX 79702

RILEY PERMIAN OPERATING CO, LLC  
29 E RENO AVE SUITE 500  
OKLAHOMA CITY, OK 73104

RING ENERGY, INC.  
PO BOX 11350  
MIDLAND, TX 79702

STEWARD ENERGY II, LLC  
2600 N DALLAS PKWY STE 400  
FRISCO, TX 75034

WINDY COVE ENERGY II, LLC (931787)  
11757 KATY FRWY STE 300  
HOUSTON, TX 77079

RAW OIL & GAS, INC.  
1415 BUDDY HOLLY AVE.  
LUBBOCK, TX 79401

STRATCO OPERATING CO., INC.  
TRUSTEE JOHN PATRICK LOWE  
2402 EAST MAIN STREET  
UVALDE, TX 78801

JAMES M. CLARK, P.E.  
WELLINGTON CONSULTING LLC  
1805 PALMWOOD COVE  
AUSTIN, TX 78757

BARRY HAGEMANN  
TOWNS & HAGEMANN, INC.  
1301 NUECES STREET, STE. 102  
AUSTIN, TX 78701

LORENZO GARZA  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

JOE STASULLI  
ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
***Via Intra-Agency Email***

OLIN MACNAMARA  
GEOLOGIST  
FIELD OPERATIONS  
RRC - AUSTIN  
***Via Intra-Agency Email***

PAUL DUBOIS  
ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
***Via Intra-Agency Email***

On this the **18<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR AT HEARING

A Copy of this Notice of Intent to Appear at Hearing must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be received by Docket Services at least five business days in advance of the hearing date.

APPLICANT: WALSH PETROLEUM, INC (894720)  
CASE/DOCKET NO.: 8A-0325698  
STATUS NO.:

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Hearing as (Check one of the referenced party status):  
\_\_\_ **Applicant** \_\_\_ **Protestant** \_\_\_ **Observer** or \_\_\_ **In Support of Application** and states he/she  
or his/her representative will appear and participate at the hearing.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear at Hearing form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation at the hearing): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001748

March 18, 2020

§ COMPLAINT OF TIMOTHY AND STEPHANIE  
§ DELASANDRO AGAINST CHESAPEAKE  
§ OPERATING, L.L.C. (147699) ON THE  
§ COLLEGE STATION LEASE, WELL NO A 2H,  
§ DRILLING PERMIT NO. 856809, GIDDINGS  
§ (EAGLEFORD) FIELD, BRAZOS COUNTY,  
§ TEXAS; DISTRICT 03

**NOTICE OF PREHEARING CONFERENCE**

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **9:00 a.m. on Friday, April 24, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

**If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.**

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

**Continuance of Prehearing Conference-** Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date.** 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

**Ex Parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Exhibits-** All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date.** Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.



## APPENDIX A

**Purpose of Prehearing Conference** -The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

## APPENDIX B

**Purpose of Hearing on the Merits** - The purpose of this hearing is to consider the complaint of Timothy and Stephanie Delasandro against Chesapeake Operating, L.L.C. (147699) on the College Station Lease, Well No. A 2H, Drilling Permit No. 856809, Giddings (Eagleford) Field, Brazos County, Texas.

A copy of the above-referenced complaints should have been previously provided to the parties. Please refer to that for additional information. Additional copies of the complaint will be provided upon request.

If you have questions regarding this Application, please contact the Applicant's representative, Matthew Doss at (979) 776-1325. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001748** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

CHESAPEAKE OPERATING, L.L.C.  
ATTN: REGULATORY DEPARTMENT  
P. O. BOX 18496  
OKLAHOMA CITY, OK 73154

DAVIN MCGINNIS  
FOR CHESAPEAKE OPERATING, L.L.C.  
SCOTT DOUGLASS & MCCONNICO LLP  
303 COLORADO STREET, SUITE 2400  
AUSTIN, TX 78701

TIMOTHY AND SEPHANIE DELASANDRO  
6051 RYE LOOP  
BRYAN, TX 77807

MATTHEW DOSS  
FOR TIMOTHY AND STEFANIE DELASANDRO  
YOUNGKIN & DOSS, PLLC  
P. O. BOX 4806  
BRYAN, TX 77805

LORENZO GARZA, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

JOE STASULLI, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

OWEN MCNAMARA, ENGINEER  
FIELD OPERATIONS  
RRC - AUSTIN  
Via Intra-Agency Email

PAUL DUBOIS, ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
Via Intra-Agency Email

On this the **18<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: CHESAPEAKE OPERATING, L.L.C. (147699)  
CASE/DOCKET NO.: OG-19-00001748  
STATUS NO.:

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001870

Tracking No. 50196

March 18, 2020

§ APPLICATION OF DIAMONDBACK E&P LLC  
§ (217012) PURSUANT TO STATEWIDE RULE 9  
§ FOR A COMMERCIAL PERMIT TO INJECT  
§ FLUID INTO A PORUS FORMATION NOT  
§ PRODUCTIVE OF OIL OR GAS FOR THE HELL  
§ CAT LEASE, WELL NO. 1D, ROJO CABALLOS  
§ (DELAWARE) FIELD, PECOS COUNTY,  
§ TEXAS; DISTRICT 08

**NOTICE OF PREHEARING CONFERENCE**

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **9:00 a.m.** on **Thursday, April 16, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

**Continuance of Prehearing Conference-** Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date**. 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

**Ex Parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Exhibits-** All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date**. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## APPENDIX A

**Purpose of Prehearing Conference** -The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

## APPENDIX B

**Purpose of Hearing on the Merits** - The purpose of this hearing is to consider the application of Diamondback E&P, LLC (217012) for a commercial permit to dispose of oil and gas waste by injection for the Hell Cat Lease, Well No. 1D, Rojo Caballos (Delaware)(77953250) Field, in Reeves County, Texas, pursuant to 16 TEX. ADMIN. CODE § 3.9. If granted, the permit will allow injection into a porous formation not productive of oil or gas. The proposed location is 14.2 miles southwest from Coynosa, Texas. The application seeks authority to inject a maximum volume of 20,000 barrels per day of saltwater, frac water, and non-hazardous oil and gas waste into the subsurface depth of 5,975 to 7,795 feet within the Delaware formation.

One or more seismic events have been recorded within the Area of Investigation (AOI), a circular area 100 square miles around this well. Additional information regarding seismic events within the AOI is included in the attached file.

If you have questions regarding this Application, please contact the Applicant's representative, Rob Hargrove at (512) 476-3529. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001870** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

DIAMONDBACK E&P LLC  
500 W TEXAS AVE STE 1200  
MIDLAND TX 79701-4203

HALCON RESOURCES  
ATTN: JESSICA HIGH  
1000 LOUISIANA STREET SUITE 1500  
HOUSTON, TX 77002

WW COLLINS HOLDINGS LP  
3821 LANDS END  
FT. WORTH TX 76109

DIANE O. FLOREZ  
REEVES COUNTY CLERK  
P.O. BOX 867  
PECOS, TX 79772

BILL HAYENGA  
FOR DIAMONDBACK E&P LLC  
1201 SPYGLASS DR. #200  
AUSTIN, TX 78746

LORENZO GARZA, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

JOE STASULLI, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

OWEN MCNAMARA, ENGINEER  
FIELD OPERATIONS  
RRC - AUSTIN  
Via Intra-Agency Email

PAUL DUBOIS, ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
Via Intra-Agency Email

On this the **18<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas



HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: DIAMONDBACK E&P LLC (217012)  
CASE/DOCKET NO.: OG-19-00001870  
STATUS NO.: 50196

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001887

Tracking No. 50965

March 18, 2020

§ APPLICATION OF RANCHWATER DISPOSAL,  
§ LLC (690687) PURSUANT TO STATEWIDE  
§ RULE 46 FOR A COMMERCIAL PERMIT TO  
§ INJECT FLUID INTO A RESERVOIR  
§ PRODUCTIVE OF OIL OR GAS FOR THE CRR  
§ 53 SWD LEASE, WELL NO. 1, TWOFREDS  
§ (DELAWARE) FIELD, REEVES COUNTY,  
§ TEXAS; DISTRICT 08

**NOTICE OF PREHEARING CONFERENCE**

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **1:30 p.m. on Thursday, April 16, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

**Continuance of Prehearing Conference-** Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date**. 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

**Ex Parte Communications Prohibited-** Ex parte communications (e.g. phone calls and emails) with the examiners and Commissioners are prohibited. Tex. Gov't Code § 2001.061, 16 Tex. Admin. Code § 1.7.

**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Exhibits-** All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date**. Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## APPENDIX A

**Purpose of Prehearing Conference** -The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

## APPENDIX B

**Purpose of Hearing on the Merits** - The purpose of this hearing is to consider the application of Ranchwater Disposal, LLC (690687) for a commercial permit to dispose of oil and gas waste by injection for the CRR SWD Lease, Well No. 1, Twofreds (Delaware) Field, in Reeves County, Texas, pursuant to 16 TEX. ADMIN. CODE § 3.46. If granted, the permit will allow injection into a porous formation productive of oil or gas. The proposed location is 13.6 miles northwest from Pecos, Texas. The application seeks authority to inject a maximum volume of 50,000 barrels per day of saltwater and non-hazardous oil and gas waste into the subsurface depth of 4,500 to 7,000 feet within the Delaware Mountain Group formation.

If you have questions regarding this Application, please contact the Applicant's representative, David Nelson at (512) 529-1243. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

To access the Commission's Statewide Rules, start from the Commission's Home Page, click on "General Counsel" (upper right side of page) and follow the path: Rules, Current Rules, T.A.C. Chapter 3, Rule Number.

**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001887** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

RANCHWATER DISPOSAL, LLC  
6212 LOCKE LANE  
HOUSTON, TX 77057

VONDA FREEMAN  
DIAMONDBACK E&P, LLC  
500 W. TEXAS AVE, STE 1200  
MIDLAND, TX 79701

HOLDER QUARTER HORSES INC  
PO BOX 1775  
PECOS TX 79772

ENERGEN RESOURCES CORPORATION  
3510 N A ST BLDGS. A & B  
MIDLAND TX 79705

CHANDLER ADAMS  
101 KINCAID PLACE  
PINEHURST NC 28374

CLYDE WAYMON WILLIAMS  
PO BOX 724  
MONETTE AZ 72447

STATE OF TEXAS GENERAL LAND OFFICE  
1700 CONGRESS AVE  
AUSTIN TX 78701

MJR INVESTMENTS  
PO BOX 1434  
EDINBURG TX 78540

BILL HAYENGA  
FOR DIAMONDBACK E&P LLC  
MSMWO AUSTIN  
1201 SPYGLASS DRIVE, SUITE 200  
AUSTIN, TX 78746

DIANNE O. FLOREZ  
REEVES COUNTY CLERK  
P.O. BOX 867  
PECOS, TX 79772

CHRIS SPENCER  
FOR RANCHWATER DISPOSAL LLC  
P. O. BOX 4188  
CEDAR PARK, TX 78613

DAVID NELSON  
FOR RANCHWATER DISPOSAL LLC  
5608 PARKCREST DR #310  
AUSTIN, TX 78731

LORENZO GARZA, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

JOE STASULLI, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

OWEN MCNAMARA, ENGINEER  
FIELD OPERATIONS  
RRC - AUSTIN  
Via Intra-Agency Email

PAUL DUBOIS, ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
Via Intra-Agency Email

On this the **18<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: RANCHWATER DISPOSAL, LLC (690687)  
CASE/DOCKET NO.: OG-19-00001887  
STATUS NO.: 50965

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.



RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001709

Tracking No. 51540

March 18, 2020

§ APPLICATION OF PARSLEY ENERGY  
§ OPERATIONS, LLC (642652) PURSUANT TO  
§ STATEWIDE RULE 9 FOR A COMMERCIAL  
§ PERMIT TO DISPOSE OF OIL AND GAS WATE  
§ BY INJECTION INTO A PORUS FORMATION  
§ NOT PRODUCTIVE OF OIL OR GAS FOR THE  
§ WADDELL 24 LEASE, WELL NO. 1D,  
§ SPRABERRY (TREND AREA) FIELD, MARTIN  
COUNTY, TEXAS; DISTRICT 08

**NOTICE OF PREHEARING CONFERENCE**

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **9:00 a.m. on Wednesday, April 22, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice of Application."** A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov't Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

**Continuance of Prehearing Conference-** Any request for continuance of the hearing or prehearing conference must be filed in Docket Services **no later than five business days prior to the hearing or prehearing conference date.** 16 Tex. Admin. Code § 1.105(a)(2). Copies of such request must be served to all parties shown on the service list.

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**Written Transcript of the Hearing- If a case is protested or becomes protested, the party requesting commission action in this case will need to obtain a court reporter no later than 21 days before the hearing.** Typically, this would include the applicant, complainant, and similarly situated parties in other types of cases. See 16 Tex. Admin. Code § 1.111. If an examiner or party requests a written transcript, the Commission may assess the cost to one or more parties. This includes paying the court reporter's fees for the preparation of the original transcript for the Commission's official records and one copy for use by the examiners in preparing their written recommendation. To obtain a court reporter, contact Dave Howard & Associates Court Reporters at 512-282-0313 or [dave@howardreporters.com](mailto:dave@howardreporters.com).

**Exhibits-** All exhibits must be clearly marked and submitted in duplicate to the examiners. If a party wants to offer an exhibit admitted in a prior proceeding, the party must provide a properly identified copy as an exhibit for the record in this proceeding. Additionally, if a court reporter is used, a copy of all exhibits must be given to the court reporter at the time of the prehearing conference or hearing.

**Auxiliary Aids or Services for Persons with a Disability-** Any individual with a disability who needs auxiliary aids and services to have an equal opportunity to effectively communicate and participate in the hearing must request such aids or services at least two weeks prior to the hearing by notifying the Commission's Docket Services by mail at P. O. Box 12967, Austin, Texas 78711-2967 or by telephone at (512) 463-6848 or TDD No. (800) 735-2989.

**Audio/Visual Computer Presentations-** Requests for setting up a presentation need to be made in writing **no less than three business days prior to the hearing or prehearing conference date.** Please contact Docket Services to complete a Presentation Setup Help Desk Questionnaire Form.

**Service List-** The Applicant shall review this Notice of Prehearing Conference and the attached Certificate of Service for accuracy and completeness and shall immediately notify Docket Services of any discrepancy or omission.

## APPENDIX A

**Purpose of Prehearing Conference** -The purpose of the prehearing conference is to address matters preliminary to the hearing on the merits, including hearing any outstanding motions, establishing a hearing date and procedural schedule, and addressing other preliminary matters as determined by the examiners. Non-exclusive examples of motions that might be considered include motions to dismiss, motions regarding jurisdiction, motions regarding a party's standing and/or motions related to discovery. **All motions to be considered must be filed and served on all parties at least ten days before the prehearing conference.**

## APPENDIX B

**Purpose of Hearing on the Merits** - The purpose of this hearing is to consider the application of Parsley Energy Operations, LLC (642652) for a commercial permit to dispose of oil and gas waste by injection for the Waddell 24 Lease, Well No. 1D, Spraberry (Trend Area) (85280300) Field, in Martin County, Texas, pursuant to 16 TEX. ADMIN. CODE § 3.9. If granted, the permit will allow injection into a porous formation not productive of oil or gas. The proposed location is 7.9 miles north of Stanton, Texas. The application seeks authority to inject a maximum volume of 20,000 barrels per day of saltwater into the subsurface depth of 3,550 to 4,750 feet within the San Andres formation.

One or more seismic events have been recorded within the Area of Investigation (AOI), a circular area 100 square miles around this well.

If you have questions regarding this Application, please contact the Applicant's representative, Rob Hargrove at (512) 476-3529. If you have any questions regarding the hearing procedure, please contact Docket Services at (512) 463-6848 or at Room 12-123. Additional information about the prehearing conference process can be found at [www.rrc.texas.gov/hearings](http://www.rrc.texas.gov/hearings).

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**Check the Weekly Hearing Schedule on the Commission website at: <http://www.rrc.texas.gov/hearings/hearing-schedules/> the day prior to the prehearing conference to confirm that it will go forward as scheduled.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing Notice of Prehearing Conference in Oil and Gas Docket No. **OG-19-00001709** was served on each of the persons named below by depositing same in the United States Mail, Inter-Agency Mail, or Inter-Agency E-Mail, as follows:

PARSLEY ENERGY OPERATIONS, LLC  
303 COLORADO STE 3000  
AUSTIN, TX 78701

ATTN: DAVID GROSS  
FOR XTO ENERGY INC  
GROSS & NELSON  
12400 HWY 71 WEST STE 350-230  
AUSTIN, TX 78738

WALSH & WATTS INC  
111 7TH ST  
WICHITA FALLS, TX 76301

RICHARDS FIVE FARMS PARTNERSHIP  
4888 COUNTY RD 3103  
LAMESA, TX 79331

STRAIN RANCH LTD PARTNERSHIP  
8200 MFM 2835  
COLORADO CITY, TX 79512

NATHAN HEIDELBERG  
PO BOX 1332  
MIDLAND, TX 79702

XTO ENERGY INC  
ATTN JESSICA BONILLA  
6401 HOLIDAY HILL RD #5  
MIDLAND TX 79707

LINDA GONZALES  
MARTIN COUNTY CLERK  
P.O. BOX 906  
STANTON, TX 79782

ROBERT HARGROVE  
FOR PARSLEY ENERGY OPERATING, LLC  
515 CONGRESS AVENUE, SUITE 2450  
AUSTIN, TX 78701

LORENZO GARZA, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

JOE STASULLI, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

OWEN MCNAMARA, ENGINEER  
FIELD OPERATIONS  
RRC - AUSTIN  
Via Intra-Agency Email

PAUL DUBOIS, ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
Via Intra-Agency Email

On this the **18<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

NOTICE OF INTENT TO APPEAR

A Copy of this Notice of Intent to Appear must be mailed to the Applicant and to Docket Services, P.O. Drawer 12967, Austin, TX 78711-2967. It must be *received* by Docket Services at least five business days in advance of the prehearing conference date and hearing date.

APPLICANT: PARSLEY ENERGY OPERATIONS, LLC (642652)  
CASE/DOCKET NO.: OG-19-00001709  
STATUS NO.: 51540

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

### **CONSENT TO ELECTRONIC SERVICE AND NOTIFICATION OF DOCUMENTS, RULINGS, DECISIONS, AND ORDERS**

Effective September 1, 2015, Section 2001.142 (Notification of Decisions and Orders) of the Texas Government Code was amended to allow a state agency to notify each party to a contested case of any decision or order of the agency, if agreed to by the party to be notified, by electronic means sent to the current e-mail address of the party's attorney of record or of the party if the party is not represented by counsel. Tex. Gov't Code § 2001.142(a)(2).

Current rules of the Railroad Commission of Texas ("Commission") require the Commission to serve "a pleading or document" by "hand-delivering a copy to the person to be served, or by first class, certified, or registered mail, commercial delivery service, fax, email, or by such other manner as the Commission may require." Commission Practice and Procedure rules, §1.45(e)(2) and §1.45(b). According to §1.45(b)(1)(D), "Service by email may be used if the person to be served consents to be served by email pursuant to §1.27 or §1.32 of this title (relating to Parties and Authorized representatives, and Form and Content of Pleadings, respectively). If the person consents to be served by email, the person affirmatively consents to the release and disclosure of the email address. Email service is complete on the date of the email transmission. An email received after 5 p.m. local time of the recipient shall be deemed served on the following business day."

#### **Completion of this form is optional**

In lieu of service and notification by mail, \_\_\_\_\_ (party name or attorney) on behalf of \_\_\_\_\_ hereby agrees and consents to electronic service and notification of all documents, rulings, decisions, and orders from the Railroad Commission of Texas in Docket No. \_\_\_\_\_ by the following electronic means:

[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.

RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION

Oil and Gas Docket No. OG-19-00001709

Tracking No. 51540

March 19, 2020

§ APPLICATION OF PARSLEY ENERGY  
§ OPERATIONS, LLC (642652) PURSUANT TO  
§ STATEWIDE RULE 9 FOR A COMMERCIAL  
§ PERMIT TO DISPOSE OF OIL AND GAS WASTE  
§ BY INJECTION INTO A PORUS FORMATION  
§ NOT PRODUCTIVE OF OIL OR GAS FOR THE  
§ WADDELL 24 LEASE, WELL NO. 1D,  
SPRABERRY (TREND AREA) FIELD, MARTIN  
COUNTY, TEXAS; DISTRICT 08

**CORRECTED NOTICE OF PREHEARING CONFERENCE**

(REMOVED DRAFT)

**Date, Location, and Place of Hearing and Prehearing Conference-** Notice is hereby given that a public prehearing conference will be held at **9:00 a.m.** on **Wednesday, April 22, 2020**, at the offices of the Railroad Commission of Texas (Commission) located in the William B. Travis State Office Building, at 1701 N. Congress Avenue, Austin, Texas, in a room number to be posted on the bulletin board in the first-floor lobby. If the prehearing conference is not concluded on the day it commences, it will be continued from day to day until concluded. **Notice is hereby given that a public hearing on the merits, if necessary, will be held at a time and date to be confirmed at the prehearing conference.**

If you are planning to attend the hearing, please be aware of changes to traffic patterns and the availability of metered parking in the area due to the Capitol Complex Construction project. There is limited metered parking in the capitol complex area. You may find paid parking at the Bob Bullock Museum across the street from the William B. Travis State Office Building or there is also a Capitol Visitors Parking Garage at 1201 San Jacinto Blvd. For access to the building, you can enter through the ground level from Brazos St. You may want to consider the additional time for parking and entering the building. Map and additional information is available on the RRC website at <https://www.rrc.texas.gov/about-us/organization-activities/visiting-the-railroad-commission-in-the-william-b-travis-state-office-building/>.

**Purpose of Prehearing Conference-** The purpose of the prehearing conference is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix A.

**Purpose of Hearing on the Merits-** The purpose of the hearing on the merits is to allow the parties to present evidence and to consider all issues of fact and law referenced in attached Appendix B.

**Failure to Appear- All parties, protestants or persons intending to participate at the hearing must attend the prehearing conference and hearing.** Failure to appear at a prehearing conference and a hearing in this case may result in **dismissal of that party's claim or protest**, or default against that party/protestant and claims. See, e.g., Tex. Gov't Code § 2001.056, 16 Tex. Admin. Code § 1.107.

**Appearance at Prehearing Conference and Hearing-** All persons or parties supporting, opposing or protesting this Application and intending to participate in the hearing or prehearing conference **must** complete and file with Docket Services the enclosed Notice of Intent to Appear form at least **five business days** prior to the hearing date and at least **five business days** prior to the prehearing conference date. **This form is required even if a prior written response was submitted to the previously issued "Notice**



**of Application.**” A copy of the Notice of Intent to Appear form should be served on the Applicant and any other parties of record. 16 TEX. ADMIN. CODE § 1.45(a)(1).

**Legal Authority and Jurisdiction-** The Commission has jurisdiction over Applicant and over the matters at issue in this proceeding pursuant to Tex. Nat. Res. Code title 3, subtitles A, B and C, Tex. Water Code chapters 26, 27 and 29, and Tex. Gov’t Code chapter 2001.

**Particular Statutes and Rules Involved-** The statutes and rules applicable to this proceeding include but are not limited to the following:

- Tex. Nat. Res. Code, title 3, subtitles A, B and C;
- Tex. Water Code, chapters 26, 27 and 29;
- Commission rules in 16 Tex. Admin. Code chapters 1 and 3; and
- Statutes and rules referenced in Appendix A and B, if any.

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## APPENDIX A

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PARSLEY ENERGY OPERATIONS, LLC  
303 COLORADO STE 3000  
AUSTIN, TX 78701

ATTN: DAVID GROSS  
FOR XTO ENERGY INC  
GROSS & NELSON  
12400 HWY 71 WEST STE 350-230  
AUSTIN, TX 78738

WALSH & WATTS INC  
111 7TH ST  
WICHITA FALLS, TX 76301

RICHARDS FIVE FARMS PARTNERSHIP  
4888 COUNTY RD 3103  
LAMESA, TX 79331

STRAIN RANCH LTD PARTNERSHIP  
8200 MFM 2835  
COLORADO CITY, TX 79512

NATHAN HEIDELBERG  
PO BOX 1332  
MIDLAND, TX 79702

XTO ENERGY INC  
ATTN JESSICA BONILLA  
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MIDLAND TX 79707

LINDA GONZALES  
MARTIN COUNTY CLERK  
P.O. BOX 906  
STANTON, TX 79782

ROBERT HARGROVE  
FOR PARSLEY ENERGY OPERATING, LLC  
515 CONGRESS AVENUE, SUITE 2450  
AUSTIN, TX 78701

LORENZO GARZA, ASSISTANT DEPUTY DIRECTOR  
ADMINISTRATIVE COMPLIANCE  
RRC - AUSTIN  
Via Intra-Agency Email

JOE STASULLI, ASSISTANT DEPUTY DIRECTOR  
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OWEN MCNAMARA, ENGINEER  
FIELD OPERATIONS  
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Via Intra-Agency Email

PAUL DUBOIS, ASSISTANT DIRECTOR  
O&G DIVISION TECHNICAL PERMITTING  
RRC - AUSTIN  
Via Intra-Agency Email

On this the **19<sup>th</sup>** day of **March** 2020.

***Joseph Menefe***

Paralegal, Hearings Division  
Railroad Commission of Texas

HEARINGS DIVISION  
PO Drawer 12967  
Austin, TX 78711-2967

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APPLICANT: PARSLEY ENERGY OPERATIONS, LLC (642652)  
CASE/DOCKET NO.: OG-19-00001709  
STATUS NO.: 51540

\_\_\_\_\_, representing \_\_\_\_\_,  
(Print Name) (Print Name)  
hereby enters this Notice of Intent to Appear at Prehearing Conference as **(Check one of the referenced party status):** \_\_\_\_\_ *Applicant* \_\_\_\_\_ *Protestant* \_\_\_\_\_ *Observer* or \_\_\_\_\_ *In Support of Application*  
and states he/she or his/her representative will appear and participate at the prehearing conference.

I further certify that, as of today's date, I have mailed or delivered a copy of this Notice of Intent to Appear form to the Applicant at the address shown in the Certificate of Service.

\_\_\_\_\_  
Signature Date  
Telephone: Area Code: (\_\_\_\_) \_\_\_\_\_

Email Address: \_\_\_\_\_  
(OPTIONAL - If provided, e-mail address will become part of this public record; See TEX. GOV'T CODE § 552.137)

TIME ESTIMATE (total required for your presentation): \_\_\_\_\_

ADDRESS TO WHICH NOTICE WAS SENT:

\_\_\_\_\_ Is correct \_\_\_\_\_ Is incorrect and should be corrected to:

\_\_\_\_\_  
Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

\_\_\_\_\_  
(Print Name)  
\_\_\_\_\_  
Street City State Zip Code



# RAILROAD COMMISSION OF TEXAS

## HEARINGS DIVISION

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[        ] E-mail at: \_\_\_\_\_

Authorized by:

\_\_\_\_\_ (signature)

\_\_\_\_\_ (print name)

\_\_\_\_\_ (firm)

By requesting electronic service, all orders, proposals for decision, and other documents and communications to me in this docket will be provided to me by e-mail at the address set forth above. I will no longer receive paper copies of any documents in this docket. I also understand and agree that it is my responsibility to inform Docket Services and other parties of any changes to my e-mail address. By accepting the terms of this service my e-mail address will be shown on the service list of this docket and available to the Commission, other parties and will become part of this public record; See Tex Gov't Code §552.137. I am responsible for ensuring that my e-mail filters and settings allow the delivery of e-mails from the RRC and all other parties to this case. **If the pleading contains 10 or fewer pages including exhibits, it may be filed by fax, email, or other approved electronic transmission with the Docket Services Section.** If a party or authorized representative elect to file a pleading by email, the party or authorized representative agrees to be served by email and affirmatively consents to the release and disclosure of the email address.