

OCTOBER 16, 2013
MINUTES OF THE HEARING EXAMINATION
DOCKET NO. 2013-029 CAUSE NO. 139-111
BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH

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A PUBLIC MEETING WILL BE HELD ON WEDNESDAY, OCTOBER 16, 2013, IN THE AUDITORIUM OF THE DEPARTMENT OF NATURAL RESOURCES, 1594 WEST NORTH TEMPLE, SALT LAKE CITY, UTAH.

ATTENDEES:

John C. Rogers, Hearing Examiner, Assoc. Director, Oil & Gas	Dustin Doucet, Petroleum Engineer
Kass Wallin, AAG	Julie Ann Carter, Board Secretary
Steve Alder, AAG	Michelle Mallonee, CSR
Douglas Crapo, AAG	Roy Moulton
Brad Hill, Oil & Gas Permit Manager	Ruth Moulton
Clinton Dworshak, Hearings and Enforcement	Bonnie Phenis
	Gary Phenis

The HEARING EXAMINER will hear the following matter at 1:30 p.m.:

Please Note: The transcript of the following matter is available for purchase from Atkinson Baker, America's Court Reporters, by calling them at 800-288-3376, asking for Job. No. A70A14B, and specifying Docket and Cause numbers. The transcripts is also available, to read only, at the offices of the Utah Division of Oil, Gas, and Mining in Salt Lake City, Utah.

1. [Docket No. 2013-029 Cause No. 139-111](#) – In the Matter of the Request for Agency Action of NEWFIELD PRODUCTION COMPANY for an Order pooling all interests in two 1,280-acre (or substantial equivalent) drilling units established by the Board's Orders entered in Causes Nos. 139-98 and 139-103 in Sections 15 and 22, Township 3 South, Range 2 West, U.S.M., Duchesne County, Utah.

(The Hearing Examiner will report the Proposed Findings of Fact, Conclusions of Law, and Order, to the Board of Oil, Gas, and Mining at the October 23, 2013 Board Hearing in Salt Lake City, Utah)

Hearing Examiner – John C. Rogers, Hearing Examiner, Assoc. Director, Oil & Gas
Counsel for the Hearing Examiner – Cassidy J. Wallin, Assistant Attorney General, Natural Resources.

Counsel for the Petitioner - Thomas W. Clawson, Van Cott, Bagley, Cornwall & McCarthy.
Witnesses: Robbie Miller, Mike Jensen.

Counsel for the Division - Steven F. Alder, Assistant Attorney General, Natural Resources.
Witnesses: Dustin Doucet, Clinton Dworshak, Brad Hill

(more)

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The Division supports the Petitioner's request. There were no comments from members of the public. The Hearing Examiner asked Mr. Clawson to prepare the Proposed Findings of Fact, Conclusions of Law, and Order, and to address the following issues:

- 1) The non consent penalty at 300% is the maximum
- 2) The interest rate at prime plus 2%
- 3) The plugging and abandonment costs
- 4) Include royalty rates changes
- 5) Overhead charges

The hearing adjourned at 2:35 p.m.

(Copies of the agenda are available at www.ogm.utah.gov and at the administrative offices.)

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing.