

RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL
OIL & GAS SECTION

**OIL & GAS DOCKET NOS. 10-0227038 THRU 10-0227042, 10-0227045 AND
NOS. 10-0229792 THRU 10-0229831
DISTRICT 10**

**IN RE: 46 APPLICATIONS OF PANTERRA ENERGY COMPANY PUTATIVELY PURSUANT TO
STATEWIDE RULE 38(D)(3) FOR 49 EXISTING GAS UNITS IN THE PANHANDLE, WEST FIELD,
CARSON & GRAY COUNTIES, TEXAS.**

ORDER OF DISMISSAL

The Commission finds that, after the docketing of the above-numbered applications, filed on December 28, 2000 and September 12, 2001, the examiner has made and filed a report and proposal for decision containing findings of fact and conclusions of law, which was served on all parties of record, and that this proceeding was duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas.

The Commission, after review and due consideration of the proposal for decision and the findings of fact and conclusions of law contained therein, and any exceptions and replies thereto, hereby adopts as its own the findings of fact and conclusions of law contained therein, and incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein.

Therefore, it is **ORDERED** by the Railroad Commission of Texas that the 46 applications of Pantera Energy Company, nominally pursuant to Statewide Rule 38(d)(3), concerning 49 units operated by Pantera in the Panhandle, West Field that have been assigned the captioned docket numbers, be, and are hereby, **DISMISSED** for failure to provide notice of the applications to affected parties.

It is further **ORDERED** that this dismissal is without prejudice to refile except that the Commission Staff is instructed not to accept for filing these applications, or any substantially, similar applications, unless Pantera provides a list of all affected persons as set out in Statewide Rule 38(h)(1)(A) and requests that notice of the applications be given to those persons by the Commission.

Each exception to the examiners' proposal for decision not expressly granted herein is overruled. All requested findings of fact and conclusions of law which are not expressly adopted herein are denied. All pending motions and requests for relief not previously granted or granted herein are denied.

It is further **ORDERED** by the Commission that this order shall not be final and effective until 20 days after the parties are notified of the entry of the order by the Commission. A party is presumed to have been notified of the Commission's order 3 days after the date on which the notice is actually mailed. If a timely motion for rehearing is filed by any party at interest prior to the expiration of such 20-day period, this order shall not become final and effective until such motion is overruled, or if such motion is granted, this order shall be subject to further action by the Commission. Pursuant to TEX. GOV'T CODE §2001.146(e), the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law, is hereby extended until 90 days from the date the order is served on the parties.

Done this 20th day of December, 2001.

RAILROAD COMMISSION OF TEXAS

CHAIRMAN MICHAEL L. WILLIAMS

COMMISSIONER CHARLES R. MATTHEWS

COMMISSIONER TONY GARZA

ATTEST:

SECRETARY