

**BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA**

APPLICANT:	MEWBOURNE OIL COMPANY	)	
		)	
RELIEF SOUGHT:	POOLING	)	CAUSE CD NO. 200604826
		)	
		)	
LEGAL DESCRIPTION:	SECTION 1, TOWNSHIP 20	)	
	NORTH, RANGE 24 WEST,	)	
	ELLIS COUNTY, OKLAHOMA	)	

**FILED**  
AUG 16 2021

COURT CLERK'S OFFICE - OKC  
CORPORATION COMMISSION  
OF OKLAHOMA

**EXCEPTIONS TO THE REPORT OF THE  
ADMINISTRATIVE LAW JUDGE**

COME NOW Mewbourne Oil Company (MOC), and pursuant to OAC 165:5-13-2(c) and 165:5-13-5, files exceptions to the Report of the Administrative Law Judge ("Report"), dated August 12, 2021, filed herein for the following reasons:

1. The Oklahoma Constitution does not recognize the OCC as a court of record in this proceeding.
2. The OCC is a creature of statute in oil and gas matters, including this matter.
3. The OCC has no statutory authority to issue an award of damages, attorney fees or sanctions.
4. The OCC is an agency under the Oklahoma Administrative Procedure Act.
5. Agencies of government do not have jurisdiction to award money damages, attorney fees or sanctions.
6. Proceeding with this matter deprives MOC of due process.
7. The OCC has no rules regarding sanctions that have been followed in this case.
8. OCC has no jurisdiction to issue an award of money damages, attorney fees or sanctions.
9. The underlying pooling order has expired and/or been undone and therefore the relief obtainable by Optima has already occurred.
10. Optima's application in this matter is moot.
11. The Appellate Courts have not found that MOC has conducted any fraud on the OCC.
12. The remedy for intrinsic fraud must be made by direct attack in the same case in which the alleged fraud occurred, which cannot be achieved in this matter as the underlying pooling order has expired and/or has been undone and the underlying leases have expired.

13. The federal courts orders in the jurisdictionally deficient federal case brought by Optima have no value here since those courts lacked jurisdiction to determine anything other than their own lack of jurisdiction and specifically lacked jurisdiction to determine the OCC's jurisdiction.

WHEREFORE, Mewbourne Oil Company respectfully requests that the Corporation Commission consider these exceptions and files these exceptions for the purpose of preserving the arguments herein for appeal.

Respectfully submitted,



Dale E. Cottingham (OBA #1937)

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## CERTIFICATE OF MAILING

This certifies that a true and correct copy of the foregoing was mailed this 16th day of August, 2021, to:

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