

**COGCC 2nd Quarter 2019 HB 14-1356 Report**

Operator	Operator #	NOAV Nos.	NOAV Date	Violations in Order	Penalty (Total)	Penalty Imposed on Defunct and/or Non-Responsive Operator (Y/N)	Penalty (Suspended)	Penalty Days	Daily Penalty	Aggravating Factors	Mitigating Factors	Pattern of Violation (Y/N)	Gross Negligence or Knowing & Willful misconduct (Y/N)	AOC or OFV	Other Rationale	Docket No.	Order No. (1V)	Final Order Date
Bonanza Creek Operating Company LLC	8960	401474318; 401474319; 401474320; 401474321; 401474322; 401474323; 401474324; 401474325	1/8/2018	1002.b.; 1002.f.; 303; 316C	\$324,640	N	N	630	\$515	N	2; 4	N	N	AOC	Duration Matrix; Policy Table Values	190300009	695	5/21/2019
BP America Operating Company	10000	401829387; 401948613; 402033195	11/7/2018; 2/22/2019; 5/6/2019	324A.a; 324A.b; 605.d; 907.a	\$68,000	N	N	9	\$7,556	N	N	N	N	AOC	Settlement Inducement; Duration Matrix	190400264	701	5/21/2019
Burlington Resources Oil and Gas LP	26580	401733265	9/7/2018	CRS, 34-60- 121(1)(a)	\$40,160	N	N	154	\$261	N	N	N	N	AOC	Settlement Inducement	190600390	704	6/18/2019
Caerus Piceance LLC	10456	401541465	2/9/2018	324A.a.; 324A.b.; 605.d.; 907.a.; 1102.a.(1)	\$14,000	N	N	5	\$2,800	N	2	N	N	AOC	Consolidation of Violations; Settlement Inducement	190400258	699	5/21/2019
Energy Investments Inc.	10469	401724680	8/7/2018	912.b; 1002.f	\$62,000	N	N	192	\$323	N	N	N	N	AOC	Settlement Inducement; Duration Matrix; Rule Reclassification	190600333	697	6/18/2019
Gadeco LLC	10673	401655540	5/30/2018	1002.f.(2); 1002.e.(1)	\$110,440	N	N	237	\$466	N	N	N	N	AOC	Settlement Inducement	181000653	690	5/21/2019
Kerr McGee Oil & Gas Onshore LP	47120	401756432	9/7/2018	303.b.(1)(A); 316C	\$7,500	N	N	4	\$1,875	N	1; 2	N	N	AOC	Settlement Inducement	190600391	702	6/18/2019
PetroShare Corporation	10454	401811692	10/26/2018	303.b	\$35,680	N	N	81	\$440	N	N	N	N	AOC	Settlement Inducement; Duration Matrix	190600477	696	6/18/2019
Sunburst Inc.	83555	401764897	9/17/2018	912.b	\$60,000	N	Y	6	\$10,000	N	N	N	N	AOC	Settlement Inducement; Duration Matrix; Inability to Pay	190600334	698	6/18/2019
Verdad Resources LLC	10651	401655414	5/29/2018	308A; 309; 312.a; 912.b	\$81,645	N	Y	894	\$91	N	N	N	N	AOC	Settlement Inducement; Duration Matrix; Suspended Penalty; Rule Reclassification	190600335	700	6/18/2019

Total Penalties Assessed                      \$804,065

**A. Aggravating Factors**

1. The violator acted with gross negligence or knowing and willful misconduct.
2. The violation resulted in significant waste of oil and gas resources.
3. The violation had a significant negative impact on correlative rights of other parties.
4. The violator was recalcitrant or uncooperative with the Commission or other agencies in correcting or responding to the violation.
5. The violator falsified reports or records.
6. The violator benefited economically from the violation, in which case the amount of such benefit shall be taken into consideration.
7. The violator has engaged in a pattern of violations.
8. The violation led to death or serious injury.

**B. Mitigating Factors**

1. The violator self-reported the violation.
2. The violator demonstrated prompt, effective and prudent response to the violation, including assistance to any impacted parties.
3. The cause of the violation was outside of the violator's reasonable control and responsibility, or is customarily considered to be force majeure.
4. The violator made a good faith effort to comply with applicable requirements prior to the Commission learning of the violation
5. The cost of correcting the violation reduced or eliminated any economic benefit to the violator, excluding circumstances in which increased costs stemmed from non-compliance.
6. The violator has demonstrated a history of compliance with the Act, and Commission rules, orders, and permits.