

STATE OF
COLORADO

EnviroScan - DNR, OGCC <dnr_ogcc.enviroscan@state.co.us>

Fwd: Red Mesa J C K #1, API # 05-067-05765

1 message

Fischer - DNR, Alex <alex.fischer@state.co.us>
To: OGCC EnviroScan - DNR <dnr_ogcc.enviroscan@state.co.us>
Cc: Jim Hughes - DNR <jimo.hughes@state.co.us>

Wed, Aug 19, 2015 at 7:19 AM

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Notes: August 17, 2015 email Correspondence from Trustee's Attorney

Thanks!

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Alex Fischer, P.G.

Environmental Supervisor, Western Colorado



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From: **Carickhoff, Jr., David W.** <dcarickhoff@archerlaw.com>

Date: Mon, Aug 17, 2015 at 1:39 PM

Subject: RE: Red Mesa J C K #1, API # 05-067-05765

To: "Fischer - DNR, Alex" <alex.fischer@state.co.us>

Cc: Jeremy Ferrin - DNR <jeremy.ferrin@state.co.us>, Jim Hughes - DNR <jimo.hughes@state.co.us>, Joe Maclaren - DNR <joe.maclaren@state.co.us>, Steve Labowskie - DNR <steve.labowskie@state.co.us>, Mike Leonard - DNR <mike.leonard@state.co.us>, "Alfred T. Giuliano, CPA, CIRA, CFE, CDBV" <atgiuliano@giulianomiller.com>, "REdwards@giulianomiller.com" <REdwards@giulianomiller.com>

Alex,

Following up on our call this afternoon, we believe that the Stipulated Order signed by the Commission on May 8, 2015, allows the COGCC access to Red Mesa's financial assurance to address issues such as those identified in your email below. To the extent that the COGCC thinks there is an immediate issue at a Red Mesa site that needs to be addressed now, the chapter 7 trustee does not oppose the COGCC using Red Mesa's financial assurance to address such issues.

Please let me know if you need anything else.

Thanks,

Dave

David W. Carickhoff, Jr., Esq.

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ATTORNEYS AT LAW

From: Fischer - DNR, Alex [mailto:alex.fischer@state.co.us]

Sent: Monday, August 17, 2015 11:15 AM

To: Alfred T. Giuliano, CPA, CIRA, CFE, CDBV; REdwards@giulianomiller.com; Carickhoff, Jr., David W.

Cc: Jeremy Ferrin - DNR; Jim Hughes - DNR; Joe Maclaren - DNR; Steve Labowskie - DNR; Mike Leonard - DNR

Subject: Red Mesa J C K #1, API # 05-067-05765

Gentlemen,

It was reported on March 13, 2015 by the Colorado Oil and Gas Conservation Commission (COGCC) staff, that there is an open excavation where a flow line was repaired. At that time, oil was noted on the fluids in the bottom of the excavation and the corrective actions were to remove impacted material. A recent (August 12, 2015) inspection by COGCC staff indicated the excavation still present with storm water accumulating in the excavation with free phase hydrocarbons on the fluid surface. Additionally, it appears that the walls of the excavation have collapsed undermining the steel secondary containment wall. The undermining may potentially cause failure of the secondary containment.

Immediate actions are required to:

remove impacted fluid and material;

backfill excavation and stabilize the secondary containment; and

address storm water controls on location.

Please contact me to discuss.

Thanks

Alex





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Alex Fischer, P.G.

Environmental Supervisor, Western Colorado



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