

State of Colorado  
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203  
Phone: (303) 894-2100 Fax: (303) 894-2109



Document Number:  
400688424  
Date Issued:  
09/17/2014  
Date Resolved:  
09/09/2015

## NOTICE OF ALLEGED VIOLATION - RESOLVED

Per Rule 522, the Director has reasonable cause to believe that a violation of the Act, or of any Commission rule, order, or permit has occurred, the Director will require the operator to remedy the violation and may commence an enforcement action seeking penalties by issuing a Notice of Alleged Violation (NOAV). Per Rule 523, an operator who violates the Act, or a Commission rule, order, or permit may be subject to a penalty imposed by Commission order.

### OPERATOR INFORMATION

OGCC Operator Number: 53255  
Name of Operator: MARALEX RESOURCES, INC  
Address: P O BOX 338  
City: IGNACIO State: CO Zip: 81137

Contact Name and Telephone:

Name: Mickey O'Hare  
Phone: (970) 563-4000 Fax: ( )  
Email: amohare@maralexinc.com

### Well Location, or Facility Information (if applicable):

API Number: 05-067-09352-00 Facility or Location ID: 290230  
Name: KATIE EILEEN 34-7-35 Number: 4  
QtrQtr: NESW Sec: 35 Twp: 34N Range: 7W Meridian: M  
County: LA PLATA

### ALLEGED VIOLATION

Rule: Order 112-85  
Rule10

Rule Description: Braden Head Testing

Initial Discovery Date: 12/31/2009  
Date of Violation: 12/31/2009

Was this violation self-reported by the operator? No

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Yes

Description of Alleged Violation:

The source of commercial gas production from the subject gas well is the Fruitland coal (CBM). Marelex Resources, Inc., The Operator of Record, has not provided the COGCC with a copy of the required Braden Head Test commencing with the year 2009. Based on the required and historical frequency of testing via the annual NOTICES TO OPERATORS, the subject well is determined to be deficient in the years 2009, 2011, 2013 or a total of three (3) tests.

Abatement or Corrective Action Required to be Performed by Operator: Corrective Action Due Date: 10/20/2014

**Proper and timely abatement does not preclude the assessment of penalties and an Order Finding Violation.**

The operator is required to provide the COGCC with copies of the Braden Head Tests that were required for the years cited in the alleged violation.

### PENALTY

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 523, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

### ANSWER

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgement may be entered. Hard copy answers are filed with the Commission Secretary at the Commission's Denver office and should also be emailed to dnr\_cogccenforcement@ state.co.us.

## NOAV ISSUED

NOAV Issue Date: 09/17/2014	
COGCC Representativ Signature: _____	
COGCC Representative: WEEMS, MARK	Title: Southwest Region Engineer
Email: Mark.Weems@state.co.us	Phone Num: (970) 259-4587

## CORRECTIVE ACTION COMPLETED

Rule: Order 112-85 Rule10	
Rule Description: Braden Head Testing	
Corrective Action Start Date: 10/20/2014	Corrective Action Complete Date: 10/20/2014
Has corrective action for this violation been performed as required? _____	
Description of Actual Corrective Action Performed by Operator	
The operator is required to provide the COGCC with copies of the Braden Head Tests that were required for the years 2009, 2011, & 2013.	

## FINAL RESOLUTION

Cause #: 1V	Order #: 509	Docket #: 15050015 8
Enforcement Action: Order Finding Violation	Final Resolution Date: 05/18/2015	
Final Resolution Comments:		
Resolved by Order 1V-509, entered on May 18, 2015.		

## ATTACHMENT LIST

View Attachments in Imaged Documents on COGCC website (<http://ogccweblink.state.co.us/>) - Search by Document Number.

Document Number	Description
400688424	NOAV SUBMITTED
400688430	1991 Notice to Operators
400688433	2014 to 2003 Notices to Operators
400688436	Change of Operator
400688438	Well File
400688439	Scout Card
400730521	NOAV ISSUED

Total Attach: 7 Files