

State of Colorado  
Oil and Gas Conservation Commission

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Document Number:  
401083038  
Date Issued:  
10/27/2016  
Date Resolved:

**NOTICE OF ALLEGED VIOLATION - ISSUED**

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: 10156  
Name of Operator: BECCA OIL LLC  
Address: P O BOX 1347  
City: CUSHING State: OK Zip: 74023  
Contact Name and Telephone:  
Name: Brett Anderson  
Phone: (918) 225-2334 Fax: ( )  
Email: brett.beccaoil@gmail.com

Additional Operator Contacts	Email
Gina Greenwood	gina.beccaoil@gmail.com

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

API Number: 05-099-06169-00 Facility or Location ID: \_\_\_\_\_  
Name: NEVIUS B Number: 4-29  
QtrQtr: SWSW Sec: 29 Twp: 22S Range: 45W Meridian: 6  
County: PROWERS

**ALLEGED VIOLATION**

Rule: 311  
Rule Description: Well Abandonment Report  
Initial Discovery Date: \_\_\_\_\_ Was this violation self-reported by the operator? No  
Date of Violation: \_\_\_\_\_ Approximate Time of Violation: \_\_\_\_\_  
Was this a discrete violation of obvious duration? No

Description of Alleged Violation:

Pursuant to Rule 311, Becca Oil LLC (Operator) is required to submit a Form 6, Notice of Intent to Abandon, and secure Director approval prior to plugging and abandonment of a well and to submit a Form 6, Subsequent Report of Abandonment, within 30 days after plugging and abandonment of the well has been completed. Based on Operator's Form 7 Monthly Reports of Operations stating the well has been SI since December 2012, COGCC staff had reason to believe the Nevius B #4-29, API 099-06169, (Well) was past due for performance of an MIT. Warning Letter #2193059 was issued to Operator on December 3, 2015 and required corrective action to resolve the delinquent MIT by April 30, 2016. Operator submitted a Form 6, Notice of Intent to Abandon the Well on April 1, 2016 (Document #2212210), which was approved by COGCC staff on April 14, 2016. On June 16, 2016, Operator submitted a Form 42 Field Operations Notice stating Operator's intent to plug the Well on June 20, 2016 (Document #401064119). No Form 6, Subsequent Report of Abandonment, has been submitted to COGCC to date to document that plugging activity, violating Rule 311.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 04/30/2016

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

Operator shall immediately submit a Form 6, Subsequent Report of Abandonment, to COGCC.

Rule: 326  
Rule Description: Mechanical Integrity Testing  
Initial Discovery Date: \_\_\_\_\_ Was this violation self-reported by the operator? No

Date of Violation: \_\_\_\_\_

Approximate Time of Violation: \_\_\_\_\_

Was this a discrete violation of obvious duration?   No  

Description of Alleged Violation:

Pursuant to Rules 326.b.(1) and (2), Becca Oil LLC (Operator) is required to perform a mechanical integrity test (MIT) on shut in (SI) wells within two (2) years of the initial shut in date and then at five (5) year intervals after an initial successful MIT. Based on Operator's Form 7 Monthly Reports of Operations stating the well has been SI since December 2012, COGCC staff had reason to believe the Nevius B #4-29, API 099-06169, (Well) was past due for performance of an MIT. Warning Letter #2193059 was issued to Operator on December 3, 2015 and required corrective action to resolve the delinquent MIT by April 30, 2016. Operator submitted a Form 6, Notice of Intent to Abandon the Well on April 1, 2016 (Document #2212210), which was approved by COGCC staff on April 14, 2016. On June 16, 2016, Operator submitted a Form 42 Field Operations Notice stating Operator's intent to plug the Well on June 20, 2016 (Document #401064119). Operator failed to perform an MIT within two years of initial shut in date, or complete a corrective action by April 30, 2016, violating Rules 326.b.(1).

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date:   04/30/2016  

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

Not applicable.

**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](mailto:dnr_cogccenforcement@state.co.us).

**NOAV ISSUED**

NOAV Issue Date:   10/27/2016  

COGCC Representative Signature: \_\_\_\_\_

COGCC Representative:   Andrew Stone  

Title:   Engineering Tech  

Email:   andrewg.stone@state.co.us  

Phone Num:   (303) 894-2100x5188  

**CORRECTIVE ACTION COMPLETED**

Rule:   311  

Rule Description:   Well Abandonment Report  

Corrective Action Start Date: \_\_\_\_\_ Corrective Action Complete Date: \_\_\_\_\_

Has corrective action for this violation been performed as required?   Yes  

Description of Actual Corrective Action Performed by Operator

Form 6S was submitted November 17, 2016.

Rule:   326  

Rule Description:   Mechanical Integrity Testing  

Corrective Action Start Date: \_\_\_\_\_ Corrective Action Complete Date: \_\_\_\_\_

Has corrective action for this violation been performed as required?   Yes  

Description of Actual Corrective Action Performed by Operator

Well was abandoned on June 20, 2016.

**FINAL RESOLUTION**

Cause #:	<u>1V</u>	Order #:	<u>616</u>	Docket #:	<u>170100001</u>
Enforcement Action:	<u>Administrative Order of Consent</u>			Final Resolution Date:	<u>01/30/2017</u>
Final Resolution Comments:	<div style="border: 1px solid black; padding: 2px;">           Resolved by Order 1V-616.         </div>				

### ATTACHMENT LIST

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

<u>Document Number</u>	<u>Description</u>
401137939	NOAV COVER LETTER
401137940	NOAV CERTIFIED MAIL RECEIPT
401138125	NOAV ISSUED
401138127	NOAV IN PROCESS
401144449	NOAV CERTIFIED MAIL RETURN RECEIPT

Total Attach: 5 Files