

State of Colorado  
Oil and Gas Conservation Commission

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## 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: 10467  
Name of Operator: TABULA RASA ENERGY LLC  
Address: 12012 WICKCHESTER LANE #660  
City: HOUSTON State: TX Zip: 77079

Contact Name and Telephone:

Name: BOB SUTHERLAND  
Phone: (281) 668-8478 Fax: ( )  
Email: bobs@tabularasa.com

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

API Number: 05-055-06144-00 Facility or Location ID:  
Name: HARRY WILLIS Number: 3  
QtrQtr: SENW Sec: 4 Twp: 29S Range: 69W Meridian: 6  
County: HUERFANO

### ALLEGED VIOLATION

Rule: 319.b  
Rule Description: Temporary Abandonment

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:

COGCC Rule 100 defines a well as temporarily abandoned ("TA") if the well becomes incapable of production (for example, through the removal of necessary production equipment or a well that has all downhole completed intervals isolated with a plug set above the highest perforation).

Pursuant to Rule 319.b., a well may be temporarily abandoned after passing a successful mechanical integrity test upon approval of the Director, for a period not to exceed six months. A well which is incapable of production shall be abandoned within six months thereafter unless the time is extended by the Director upon application by the Operator (Rule 319.b.(3)). To maintain TA status in excess of six months, TABULA RASA ENERGY LLC ("Operator") is required to annually submit a Sundry Notice ("Form 4-TA") (Rule 319.b.(1)).

COGCC Staff had reason to believe Operator had committed one or more violations of COGCC Rules, and issued Warning Letter No. 401237551 to Operator on March 20, 2017, requiring Operator to conduct MIT or plug and abandon delinquent wells and submit delinquent Form 4-TAs by April 21, 2017.

On September 25, 2018, COGCC Staff conducted an audit ("Audit") of Operator's records for the well(s) in the attached table. The Audit included reviewing records such as Operator's Form 7 Monthly Reports of Operations and Field Inspection Reports filed by COGCC Staff after inspecting the Well to determine the dates the Well was TA, and the COGCC database to determine whether Operator had submitted required reports and notices for the Well. Through this Audit, COGCC Staff determined that the HARRY WILLIS #3 (API No. 055-06144, "Well") was TA at least since 2001, that Operator had begun operating the Well in 2013, and that

Operator had not submitted any Form 4-TA for the Well as of September 25, 2018.

Operator failed to timely submit Form 4-TA for a TA Well, violating Rule 319.b.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 11/05/2018

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

In its Rule 522.d.(2) Answer, due within 28 days of the Operator's receipt of the NOAV, Operator shall provide the following to COGCC:

- Operator shall perform an audit of its Mechanical Integrity Testing and MIT reporting for all its wells in Colorado. Operator shall submit a detailed report to COGCC which shows the following information for each of its wells which has been in SI or TA status for at least one month starting 24 months prior to September 13, 2018. Operator shall email a copy of this report as an unlocked (editable) spreadsheet to the COGCC Enforcement email address indicated in the Answer section below.

- (1.) API and Well name
- (2.) SI or TA status by month, for each month the Well was SI or TA
- (3.) Date of last MIT ("n/a" if no MIT performed for that Well)
- (4.) Due date of next required MIT, according to Rules 319 and 326. If the Well is delinquent on required MIT as of NOAV issuance, indicate the due date of the most recent missed MIT.
- (5.) Date Operator has scheduled to resolve the delinquency (such as by MIT or plug and abandon), if applicable. ("n/a" if the Well is not delinquent; "none" if Well is delinquent, but Operator has not yet scheduled operations to resolve the delinquency)
- (6.) (If TA) Whether Operator is current on the Form 4 TA Sundry submittal required by Rule 319.b.(1) & (3).

- A proposed compliance plan to resolve all delinquencies identified in Operator's audit. The proposed compliance plan will be subject to modification by the COGCC Engineering unit.

By the Corrective Action Due Date, Operator shall submit all delinquent Form 4 TA Sundry requests.

## 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: 10/05/2018

COGCC Representative Signature: 

COGCC Representative: Kira Gillette

Title: NOAV Specialist

Email: [kira.gillette@state.co.us](mailto:kira.gillette@state.co.us)

Phone Num: (303) 894-2100

## 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>
401784407	NOAV COVER LETTER
401784408	NOAV CERTIFIED MAIL RECEIPT

Total Attach: 3 Files