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January 10, 2019

VIA U.S. AND ELECTRONIC MAIL

Colorado Oil and Gas Conservation Commission
Attn: Kari Oakman
1120 Lincoln Street, Suite 801
Denver, Colorado 80203
kari.oakman@state.co.us

Re: COGCC Complaint #200446391
Grant Tank Battery (Facility ID 446608)
Weld County

Dear Ms. Oakman,

This letter is sent following the complaint filed by BCL Colorado LP (c/o Louis Conrad Migneault) on October 30, 2018, your letter to Mr. Migneault on December 7, 2018, and my email to you and counsel for K. P. Kauffman (KPK), Mr. Wartzman, on December 13, 2018 (enclosed).

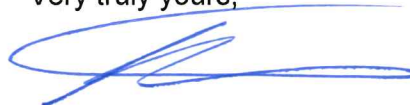
In response to the complaint, which notifies the COGCC of contamination of soil and groundwater on BCL's property in close proximity to KPK's Grant Tank Battery, KPK submitted a Form 27 explaining that KPK would further investigate the extent and severity of contamination. Thereafter, I sent my email asking KPK to notify me and Mr. Tom Glibota, BCL's environmental consultant, at least 48 hours "prior to any field activities related to the contamination on the property."

I was advised this week that KPK had entered upon BCL's property to collect samples without notifying BCL's environmental consultant who was tasked with observing the method of taking and preserving samples of the soil and groundwater under the tank battery.

The integrity of the sampling process is of particular importance because KPK previously prevented BCL from taking samples under the tank battery site. The samples taken adjacent to the battery site indicate high levels of benzene and free gas liquids in the groundwater.

BCL requests that KPK be required to collect new samples in the presence of Mr. Glibota immediately.

Very truly yours,



Steven Louis-Prescott, Esq.

cc: Ross Wartzman, K. P. Kauffman
Enclosure