

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:
402464376
Date Issued:
08/11/2020
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: <u>10396</u> | Contact Name and Telephone: |
| Name of Operator: <u>SWN PRODUCTION COMPANY LLC</u> | Name: <u>ELIZABETH GEE</u> |
| Address: <u>P.O. BOX 12359</u> | Phone: <u>(832) 796-2873</u> Fax: <u>()</u> |
| City: <u>SPRING</u> State: <u>TX</u> Zip: <u>77389</u> | Email: <u>liz_gee@swn.com</u> |

Well Location, or Facility Information (if applicable):

API Number: 05- - -00 Facility or Location ID: 425424
Name: Bret Granbouche Number: 24-02H
QtrQtr: SESW Sec: 2 Twp: 6N Range: 92W Meridian: 6
County: MOFFAT

ALLEGED VIOLATION

Rule: 34-60-121(1) CRS-b
Rule Description: Statutory Violation - Permit Violation
Initial Discovery Date: 08/11/2020 Was this violation self-reported by the operator? No
Date of Violation: 08/28/2019 Approximate Time of Violation: _____
Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to COGCC Conditions of Approval in SWN Production Company, LLC ("Operator")'s Sundry Notice, Form 4, Operator shall submit annual updates (requests to flare) to COGCC on Sundry Notice, Form 4s, including all information specified in COGCC's "Notice to Operators, Rule 912 Venting or Flaring Produced Natural Gas - Statewide."

Pursuant to Rule 912.b., except for gas flared or vented during an upset condition, well maintenance, well stimulation flowback, purging operations, or a productivity test, gas from a well shall be flared or vented only after Operator, has been given and approval obtained from the Director on a Sundry Notice, Form 4, stating the estimated volume and content of the gas.

According to COGCC records, Operator of the Bret Granbouche well submitted a Form 4, Sundry Notice (document # 401646729) on May 5, 2018 requesting approval to Vent or Flare. COGCC Staff approved the Form 4 on August 28, 2018, with the following condition of approval requiring the Operator to "submit annual updates (requests to flare) to COGCC on Form 4s (Sundry Notices), including all information specified in COGCC's "Notice of Operations, Rule 912 Venting or Flaring Produced Natural Gas - Statewide."" As of August 11, 2020, Operator has failed to file supplemental Form 4s. COGCC Records also show that the well has been in production since the supplemental Form 4s were past due.

Operator failed to file supplement 4s as required by conditions of approval attached to its request to flare, violating 34-60-121(1) C.R.S., conditions of approval, and Rule 912.b.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 09/10/2020

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

Operator shall immediately cease venting from the open well casing, and shall ensure it has obtained written COGCC approval via Form 4 prior to resuming venting or flaring.

Rule: 912.b

Rule Description: Venting or Flaring Natural Gas - Notice and Prior Approval Required

Initial Discovery Date: 08/11/2020

Was this violation self-reported by the operator? No

Date of Violation: 08/28/2019

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

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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: 08/11/2020

COGCC Representative Signature: _____

COGCC Representative: Trent Lindley _____

Title: NOAV Specialist _____

Email: trent.lindley@state.co.us _____

Phone Num: (303) 894-2100 x5143 _____

CORRECTIVE ACTION COMPLETED

Rule: 34-60-121(1)
CRS-b

Rule Description: Statutory Violation - Permit Violation

Corrective Action Start Date: _____ Corrective Action Complete Date: _____

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

Description of Actual Corrective Action Performed by Operator

Rule: 912.b

Rule Description: Venting or Flaring Natural Gas - Notice and Prior Approval Required

Corrective Action Start Date: _____ Corrective Action Complete Date: _____

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

Description of Actual Corrective Action Performed by Operator

FINAL RESOLUTION

Cause #: _____ Order #: _____ Docket #: _____

Enforcement Action: _____ Final Resolution Date: _____

Final Resolution Comments:

ATTACHMENT LIST

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

| Document Number | Description |
|------------------------|-----------------------------|
| 402464415 | NOAV ISSUED |
| 402464416 | NOAV CERTIFIED MAIL RECEIPT |

Total Attach: 2 Files