

State of Colorado  
Oil and Gas Conservation Commission

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Document Number:  
401733261  
Date Issued:  
08/14/2018  
Date Resolved:  
10/20/2021

## 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: 10611

Name of Operator: LONGS PEAK RESOURCES LLC

Address: 2323 S SHEPHERD SUITE 1150

City: HOUSTON State: TX Zip: 77019

Contact Name and Telephone:

Name: Edward Geiser

Phone: (713) 335-4700 Fax: ( )

Email: egeiser@juncap.com

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

API Number: 05-123-45637-00

Facility or Location ID:

Name: Oxnard East

Number: 3130-12CH

QtrQtr: SESE Sec: 31

Twp: 12N

Range: 66W

Meridian: 6

County: WELD

### ALLEGED VIOLATION

Rule: 609

Rule Description: Statewide Groundwater Baseline Sampling and Monitoring

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 609., Operator is required to conduct groundwater baseline sampling and monitoring for any Oil and Gas Wells, Multi-Well sites, and Dedicated Injection Wells for which a Form 2, Application for Permit to Drill, is submitted on or after May 1, 2013. Operator shall conduct initial baseline sampling within 12 months prior to setting conductor pipe in a Well or the first Well on a Multi-Well Site, or commencement of drilling a Dedicated Injection Well. Operator shall provide copies of all final laboratory analytical results to COGCC and to the well owner or landowner within 3 months of collecting the samples. If a sample cannot be obtained, Operator may request an exception from the requirements of Rule 609 by filing a Form 4, Sundry Notice, for the COGCC's review and approval prior to spudding the well.

COGCC records indicate that the Oxnard East #3130-12CH (API 123-45637) was spud on July 2, 2017 (Document No. 401576049). On April 3, 2018, COGCC Staff issued Warning Letter No. 401595794 noting Operator's failure to comply with Rule 609 and giving Operator until April 27, 2018, to provide analytical data from pre-drilling samples to COGCC, or, if samples were not obtained, submit a Form 4 requesting exceptions to the Rule 609 requirements.

As of August 10, 2018, neither samples nor an exception request has been submitted to the COGCC, violating Rule 609.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 09/04/2018

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

By the corrective action due date, Operator shall provide analytical data from pre-drilling samples to COGCC as required by Rule 609, or, if samples were not obtained, submit a Form 4 requesting exceptions to the 609 requirements. Any Form 4 seeking relief must include details of Operator's good faith efforts to obtain groundwater samples.

## 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. An answer will, at a minimum, discuss the allegations contained in the NOAV, responding to each; identify corrective actions taken in response to the NOAV, if any; and identify facts known to the operator at the time that are relevant to the operator's response to the alleged violations. 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: 08/14/2018

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) 894-2100x5165

## CORRECTIVE ACTION COMPLETED

Rule: 609

Rule Description: Statewide Groundwater Baseline Sampling and Monitoring

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

NOAV closed pursuant to Order 1v-758.

## FINAL RESOLUTION

Cause #: 1v Order #: 758 Docket #: 210400026

Enforcement Action: Administrative Order of Consent

Final Resolution Date: 07/02/2021

Final Resolution Comments:

NOAV closed pursuant to Order 1v-758.

## 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>
401733261	NOAV APPROVED
401733330	NOAV COVER LETTER
401733331	NOAV CERTIFIED MAIL RECEIPT
401733335	NOAV ISSUED
401733465	NOAV IN PROCESS
401743427	NOAV CERTIFIED MAIL RETURN RECEIPT

Total Attach: 6 Files