

State of Colorado
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203
Phone: (303) 894-2100 Fax: (303) 894-2109



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Date Issued:

10/25/2021

NOTICE OF ALLEGED VIOLATION - ISSUED

Per Rule 523, 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 525, 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: 10362

Name of Operator: S & D LLC

Address: 7119 SILVER MOON LANE

City: FORT COLLINS State: CO Zip: 80525

Contact Name and Telephone:

Name: SHERRY CAMPBELL

Phone: (970) 568-8658 Fax: ()

Email: msheep8@msn.com

Well Location, or Facility Information (if applicable):

API Number: 05-005-06799-00

Facility or Location ID:

Name: KISSLER, DAN

Number: 1-10

QtrQtr: SWSE

Sec: 10

Twp: 4S

Range: 64W

Meridian: 6

County: ARAPAHOE

ALLEGED VIOLATION

Rule: 309

Rule Description: Operator's Monthly Report of Operations

Initial Discovery Date: 01/15/2021

Was this violation self-reported by the operator? No

Date of Violation: 01/15/2021

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 309.a., now Rule 413.a., S&D, LLC ("Operator") is required to submit Operator's Monthly Report of Operations, Form 7, within 45 days after the end of each month. Operator is required to report the well every month from the month it is spud until it has been reported for one month as abandoned. Operator is required to report each formation that is completed in a well every month from the time that it is completed until one month after abandonment.

COGCC staff conducted an audit of COGCC records for Operator's Kissler, Dan 1-10 well, and found Operator has not filed a Form 7 for the month of November in 2020 and for the months prior to June 2018, Operator did not report the J-Sand formation water volumes produced, violating Rule 309.a., now Rule 413.a.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 11/24/2021

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

Operator shall submit any delinquent forms, notices, or reports; and correct any incomplete or inaccurate reports.

Rule: 326.b

Rule Description: Shut-in Wells

Initial Discovery Date: 07/01/2020

Was this violation self-reported by the operator? No

Date of Violation: 07/01/2020

Approximate Time of Violation: _____

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 326.b., now Rule 417.b., S&D, LLC ("Operator") is required to conduct 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.

COGCC staff conducted an audit of COGCC records for Operator's Kissler, Dan 1-10 well, and found Operator's well has been SI since June 2018 without conducting an MIT.

Operator has not performed an MIT within two (2) years of the well being shut-in, violating Rule 326.b., now Rule 417.b.

Abatement or Corrective Action Required to be Performed by Operator: _____

Corrective Action Due Date: 11/24/2021

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

Operator shall conduct an MIT on the well or plug and abandon the well.

PENALTY

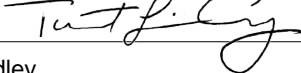
Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 525, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

ANSWER

Pursuant to Rule 523.c.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgment may be entered. Answers are filed by email to dnr_cogccenforcement@state.co.us.

NOAV ISSUED

NOAV Issue Date: 10/25/2021

COGCC Representative Signature: 

COGCC Representative: Trent Lindley

Title: NOAV Specialist

Email: trent.lindley@state.co.us

Phone Num: (303) 894-2100 x5143

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>
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Total Attach: 0 Files