

State of Colorado
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203
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Date Issued:
11/18/2021

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: <u>10312</u>	Contact Name and Telephone:
Name of Operator: <u>PROSPECT ENERGY LLC</u>	Name: <u>WARD GILTNER</u>
Address: <u>1036 COUNTRY CLUB ESTATES DR</u>	Phone: <u>(303) 489-8773</u> Fax: <u>()</u>
City: <u>CASTLE ROCK</u> State: <u>CO</u> Zip: <u>80108</u>	Email: <u>wgiltner@yahoo.com</u>

Well Location, or Facility Information (if applicable):

API Number: 05- - -00 Facility or Location ID: _____
Name: _____ Number: _____
QtrQtr: _____ Sec: _____ Twp: _____ Range: _____ Meridian: _____
County: _____

ALLEGED VIOLATION

Rule: 1101.b.
Rule Description: Off-Location Flowline Registration

Initial Discovery Date: 11/15/2021 Was this violation self-reported by the operator? No
Date of Violation: 12/01/2020 Approximate Time of Violation: _____
Was this a discrete violation of obvious duration? Yes

Description of Alleged Violation:

Pursuant to Rule 1101.b.(3)C., for off-location flowlines in existence prior to May 1, 2018, and already registered with the Commission, all Operators must submit, on or before December 1, 2020, a Flowline Report, Form 44, that includes: C. Geographic Information System (GIS) data that includes the flowline alignment and the following attributes: fluid type, pipe material type, and pipe size. GIS data must be submitted in the North American Datum of 1983 (NAD 83) and in a format approved by the Director. The GIS data for these off-location flowlines must be the most accurate data possible without using invasive methods and a minimum horizontal positional accuracy of +/-25 feet.

During an audit of Operator's records on November 15, 2021, COGCC staff determined Operator failed to submit a Flowline Report, Form 44 by December 1, 2020, that included required GIS data, violating Rule 1101.b.(3)C. Attached is a list of Operator's well (s)/location(s) where staff has determined that a Form 44 was due.

Abatement or Corrective Action Required to be Performed by Operator: _____ Corrective Action Due Date: 12/18/2021

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

Operator shall comply with Rule 1101.b. and submit a completed Flowline Report, Form 44.

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: 11/18/2021

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