

State of Colorado  
Oil and Gas Conservation Commission

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Document Number:  
402767941  
Date Issued:  
08/02/2021  
Date Resolved:

**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: 10193  
Name of Operator: JFH OIL & GAS LLC  
Address: P.O. BOX 967  
City: STRASBURG State: CO Zip: 80136  
Contact Name and Telephone:  
Name: JOHN HICKEY  
Phone: (303) 622-9499 Fax: ( )  
Email: ddwater@tds.net

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

API Number: 05-005-06417-00 Facility or Location ID: \_\_\_\_\_  
Name: PRITCHETTE GREEN Number: 1  
QtrQtr: SWSE Sec: 8 Twp: 4S Range: 62W Meridian: 6  
County: ARAPAHOE

**ALLEGED VIOLATION**

Rule: 309  
Rule Description: Operator's Monthly Report of Operations  
Initial Discovery Date: 06/17/2021 Was this violation self-reported by the operator? No  
Date of Violation: 05/15/2017 Approximate Time of Violation: \_\_\_\_\_  
Was this a discrete violation of obvious duration? Unknown

**Description of Alleged Violation:**

Pursuant to Rule 309.a., JFH Oil & Gas, LLC ("Operator") is required to submit Form 7 for all existing oil and gas wells that are not plugged and abandoned, 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 Pritchette Green 1 well, and found Operator has inaccurately filed Form 7, Monthly Report of Operations, from April 2017 to October 2017, identifying the well as Shut-In ("SI") while Form 5A (document no. 2302578) submitted on July 29, 2019, reports the well was Temporarily Abandoned ("TA") as of March 17, 2015, violating Rule 309.a. Additionally, Operator did not file a Form 7, Monthly Report of Operations for the months of September, November, and December in 2019, and the months of January, February, April, June, and August in 2020, violating Rule 309.a.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 09/01/2021

**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. Confirm that all required Form 7s are submitted, accurate, and up-to-date.

Rule: 326.c

Rule Description: MIT - Temporarily Abandoned Wells

Initial Discovery Date: 05/28/2020

Was this violation self-reported by the operator? No

Date of Violation: 04/01/2020

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 326.c., JFH Oil & Gas, LLC ("Operator") is required to pass a mechanical integrity test ("MIT") on temporarily abandoned ("TA") wells.

COGCC staff received a Form 21, MIT (document no. 402408117) on May 28, 2020 for an MIT conducted on April 7, 2020, at the Pritchette Green 1 well, indicating the test failed. Operator has not successfully passed an MIT on a TA well, violating Rule 326.c. As of August 2, 2021, COGCC records show that no passing MIT has been conducted.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 09/01/2021

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

Operator shall plug and abandon the Well.

Rule: 326.f

Rule Description: All Wells Shall Maintain Mechanical Integrity

Initial Discovery Date: 05/28/2020

Was this violation self-reported by the operator? No

Date of Violation: 04/07/2020

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 326.f., all non-injection wells which lack mechanical integrity, as determined through a mechanical integrity test ("MIT"), shall be repaired or plugged and abandoned within six months. If JFH Oil & Gas, LLC ("Operator") has not performed an MIT within the required time frames in Rule 326.b.(1) and 326.c.(1), they will not be given an additional six months in the event of an unsuccessful test.

COGCC staff conducted an audit of COGCC records for the Pritchette Green 1 well and determined the well has been Temporarily Abandoned ("TA") since March 17, 2015. Operator submitted a Form 21, MIT on July 3, 2015 (document no. 400861091), indicating a successful MIT was conducted on April 1, 2015. Operator submitted a Form 21, MIT on May 28, 2020 (document no. 402408117), indicating an MIT, conducted on April 7, 2020, failed. As of August 2, 2021, Operator has not submitted a Form 4, Sundry Notice of Intent to Repair or Form 6, Notice of Intent to Abandon the well.

The Operator did not conduct a timely MIT, or timely repair or plug and abandon the well after an unsuccessful MIT on April 7, 2020, violating Rule 326.f.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 09/01/2021

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

Operator shall 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](mailto:dnr_cogccenforcement@state.co.us).

## NOAV ISSUED

NOAV Issue Date: <u>08/02/2021</u>	
COGCC Representative Signature: _____	
COGCC Representative: <u>Trent Lindley</u>	Title: <u>NOAV Specialist</u>
Email: <u>trent.lindley@state.co.us</u>	Phone Num: <u>(303) 894-2100 x5143</u>

## CORRECTIVE ACTION COMPLETED

Rule: <u>309</u>	
Rule Description: <u>Operator's Monthly Report of Operations</u>	
Corrective Action Start Date: _____	Corrective Action Complete Date: _____
Has corrective action for this violation been performed as required? <u>No</u>	
Description of Actual Corrective Action Performed by Operator	
<u>NOAV resolved pursuant to Order 1V-783.</u>	

Rule: <u>326.c</u>	
Rule Description: <u>MIT - Temporarily Abandoned Wells</u>	
Corrective Action Start Date: _____	Corrective Action Complete Date: _____
Has corrective action for this violation been performed as required? <u>No</u>	
Description of Actual Corrective Action Performed by Operator	
<u>NOAV resolved pursuant to Order 1V-783.</u>	

Rule: <u>326.f</u>	
Rule Description: <u>All Wells Shall Maintain Mechanical Integrity</u>	
Corrective Action Start Date: _____	Corrective Action Complete Date: _____
Has corrective action for this violation been performed as required? <u>No</u>	
Description of Actual Corrective Action Performed by Operator	
<u>NOAV resolved pursuant to Order 1V-783.</u>	

## FINAL RESOLUTION

Cause #: <u>1V</u>	Order #: <u>783</u>	Docket #: <u>211000201</u>
Enforcement Action: <u>Order Finding Violation</u>	Final Resolution Date: _____	
Final Resolution Comments:		
<u>NOAV resolved pursuant to Order 1V-783.</u>		

## ATTACHMENT LIST

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

Document Number	Description
402767998	NOAV ISSUED
402768003	NOAV CERTIFIED MAIL RECEIPT
402768007	NOAV IN PROCESS

Total Attach: 3 Files