

State of Colorado  
Energy & Carbon Management Commission

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Document Number:  
403175283  
Date Issued:  
09/22/2022  
Date Resolved:  
12/12/2023

## NOTICE OF ALLEGED VIOLATION - RESOLVED

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>10363</u>	Contact Name and Telephone:
Name of Operator: <u>SCHUTZ* RICHARD E</u>	Name: <u>SHERRY L SCHUTZ</u>
Address: <u>PO BOX 66 ATTN: SHERRY SCHUTZ</u>	Phone: <u>(970) 264-4436</u> Fax: <u>( )</u>
City: <u>CHROMO</u> State: <u>CO</u> Zip: <u>81128</u>	Email: <u>schutzsherry@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: 205.  
Rule Description: Operator Registration

Initial Discovery Date: 08/01/2022 Was this violation self-reported by the operator? No  
Date of Violation: 08/01/2022 Approximate Time of Violation: \_\_\_\_\_  
Was this a discrete violation of obvious duration? Yes

Description of Alleged Violation:

Pursuant to Rule 205.c., your entity was required to file a Form 1B, Annual Registration by no later than August 1, 2022. Additionally, on the same day your entity files its Form 1B, your entity was required to remit its Mitigation Fee.

As of today's date, COGCC Records indicate that your entity has not filed a Form 1B, Annual Registration, violating Rule 205.c.

COGCC Representative Signature for Issued NOAV: /S/ Trent Lindley

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 09/22/2022

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

Your entity must file a Form 1B, Annual Registration, and remit the Mitigation Fee immediately.

## 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\\_ecmc\\_enforcement@state.co.us](mailto:dnr_ecmc_enforcement@state.co.us).

## NOAV ISSUED

NOAV Issue Date: 09/22/2022

COGCC Representative Signature: \_\_\_\_\_

COGCC Representative: Trent Lindley

Title: NOAV Specialist

Email: trent.lindley@state.co.us

Phone Num: (303) 894-2100x5143

## CORRECTIVE ACTION COMPLETED

Rule: 205.

Rule Description: Operator Registration

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 resolved pursuant to Order 1V-881.

## FINAL RESOLUTION

Cause #: 1V

Order #: 881

Docket #: 230500165

Enforcement Action: Administrative Order of Consent

Final Resolution Date: 11/03/2023

Final Resolution Comments:

NOAV resolved pursuant to Order 1V-881.

## ATTACHMENT LIST

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

<b>Document Number</b>	<b>Description</b>
403175283	NOAV APPROVED
403175285	NOAV CERTIFIED MAIL RECEIPT
403175314	NOAV ISSUED
403175316	NOAV IN PROCESS

Total Attach: 4 Files