

State of Colorado  
Energy & Carbon Management Commission

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Document Number:  
402805015  
Date Issued:  
09/08/2021  
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

ECMC Operator Number: <u>10664</u>	Contact Name and Telephone:
Name of Operator: <u>HARWOOD FUNERAL SERVICES</u>	Name: <u>LLOYD HARWOOD</u>
Address: <u>225 E MAIN STREET</u>	Phone: <u>(719) 458-1552</u> Fax: <u>( )</u>
City: <u>FLORENCE</u> State: <u>CO</u> Zip: <u>81226</u>	Email: <u>harwoodfuneral@yahoo.com</u>

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

API Number: 05-043-06108-00 Facility or Location ID: \_\_\_\_\_  
Name: PRIDE OF WEST Number: 1  
QtrQtr: SWSE Sec: 16 Twp: 19S Range: 69W Meridian: 6  
County: FREMONT

### ALLEGED VIOLATION

Rule: 1101.c.  
Rule Description: Domestic Tap Registration  
Initial Discovery Date: 07/08/2021 Was this violation self-reported by the operator? No  
Date of Violation: 07/08/2021 Approximate Time of Violation: \_\_\_\_\_  
Was this a discrete violation of obvious duration? Unknown

#### Description of Alleged Violation:

Pursuant to Rule 1101.c.(1), Harwood Funeral Services ("Operator") must submit a Flowline Report, Form 44 within 90-days of installation or discovery of a domestic tap connected to the operator's flowline, to the Director to register the tap.

COGCC staff conducted an inspection on July 8, 2021 (document no. 695104516) and July 15, 2021 (document no. 700300204), and observed a domestic tap connected to Operator's flowline coming from Operator's well. Staff conducted an audit of Operator's well and did not find a Form 44 to register the domestic tap.

Operator failed to submit a Flowline Report, Form 44 within 90-days of discovery of a domestic tap, to register the domestic tap, violating Rule 1101.c.(1).

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 10/08/2021

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

Operator shall immediately cease supplying gas from the well until there is a properly bonded operator, until the requirements of Rule 1101.c.(1) are satisfied, and until a Form 44 is submitted to register the domestic tap. Alternatively, the Operator may plug and abandon the well.

Rule: 1101.c.

Rule Description: Domestic Tap Registration

Initial Discovery Date: 07/08/2021

Was this violation self-reported by the operator? No

Date of Violation: 07/08/2021

Approximate Time of Violation: \_\_\_\_\_

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 1101.c.(3), Harwood Funeral Services ("Operator") must supply odorant to the domestic tap owner at the time of installation until abandonment of the domestic tap.

COGCC staff conducted an inspection on July 8, 2021 (document no. 695104516) and July 15, 2021 (document no. 700300204), and observed a domestic tap connected to Operator's flowline coming from Operator's well. Staff also observed the domestic tap lines were not odorized.

Operator failed to supply odorant to the domestic tap owner, violating Rule 1101.c.(3).

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_

Corrective Action Due Date: 10/08/2021

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

Operator shall immediately cease supplying gas from the well, until there is a properly bonded operator, well and flowlines are in compliance, and odorant is supplied to the domestic tap.

Rule: 605.a.

Rule Description: Oil and Gas Location Signage

Initial Discovery Date: 07/08/2021

Was this violation self-reported by the operator? No

Date of Violation: 07/08/2021

Approximate Time of Violation: \_\_\_\_\_

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 605.a., Harwood Funeral Services ("Operator") will post a sign at the entrance to an Oil and Gas Location that includes the: (1) Oil and Gas Location name; (2) Commission's assigned Oil and Gas Location identification number (ID#); (3) The Operator's telephone number where it may be reached at all times; and (4) Telephone number(s) for local emergency services (911 where available).

COGCC staff conducted an inspection on July 8, 2021 (document no. 695104516) and July 15, 2021 (document no. 700300204), and observed Operator's sign did not have the operator of record's information including the 24 hour operator contact number.

Operator failed to post a sign for an Oil and Gas Location that included the telephone number where the operator may be reached at all times, violating Rule 605.a.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_

Corrective Action Due Date: 10/08/2021

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

Operator shall update the sign with the current Operator of record's information.

## 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: <u>09/08/2021</u>
ECMC Representative Signature: _____
ECMC 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>1101.c.</u>
Rule Description: <u>Domestic Tap Registration</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-960.</u>

Rule: <u>1101.c.</u>
Rule Description: <u>Domestic Tap Registration</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-960.</u>

Rule: <u>605.a.</u>
Rule Description: <u>Oil and Gas Location Signage</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-960.</u>

## FINAL RESOLUTION

Cause #: <u>1V</u> Order #: <u>960</u> Docket #: <u>240900217</u>
Enforcement Action: <u>Order Finding Violation</u> Final Resolution Date: <u>05/02/2025</u>
Final Resolution Comments:
<u>NOAV resolved pursuant to Order 1V-960.</u>

## ATTACHMENT LIST

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

Document Number	Description
402805047	NOAV ISSUED
402805049	NOAV CERTIFIED MAIL RECEIPT
402805050	NOAV IN PROCESS

Total Attach: 3 Files