

COGCC 2nd Quarter 2023 HB 14-1356 Report

Operator	Operator #	NOAV Nos.	NOAV Date	Violations in Order	Penalty (Total)	Penalty Imposed on Defunct and/or Non-Responsive Operator (Y/N)	Penalty (Suspended)	Penalty Days	Daily Penalty	Aggravating Factors	Mitigating Factors	Pattern of Violation (Y/N)	Gross Negligence or Knowing & Willful misconduct (Y/N)	AOC or OFV	Other Rationale	Docket No.	Order No. (1V)	Final Order Date
Arch Oil & Gas, LLC	10528	402409873; 402418488; 402429565; 402453627	6/2/2020; 6/12/2020; 6/26/2020; 8/18/2020	903	\$33,030	N	\$28,030	3,398	\$10	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	220300063	841	6/13/2023
Big Run Production Company	8455	402418540; 402429510; 402453580	6/12/2020; 6/18/2020; 8/18/2020	413	\$17,679	N	\$12,679	126	\$140	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	230100011	862	5/30/2023
Cholla Petroleum, Inc.	10227	402418509; 402429513; 402536646	6/12/2020; 6/26/2020; 8/18/2020	413	\$39,600	N	\$34,600	50	\$792	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	230100013	866	5/17/2023
Crestone Peak Resources Operating	10633	402410066; 402418468; 402429542; 402453541	6/2/2020; 6/12/2020; 6/26/2020; 8/18/2020	413	\$28,282	N	\$23,282	650	\$44	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	230100014	867	5/17/2023
D90 Energy, LLC	10706	403197216	10/13/2022	206.a.	\$3,146	N	0	76	\$41	N	N	N	N	AOC	Duration Matrix	230200058	864	6/5/2023
Energy Investment Partners, LLC	10160	402506688	10/8/2020	309.a.; 319.b.; 326.c.	\$85,622	Y	0	2,944	\$29	N	N	N	N	OFV	Commission Hearing; Duration Matrix; Financial Assurance Foreclosure	221200376	880	5/24/2023
Equity Oil Co	27900	403175945	9/22/2022	205	\$3,431	N	0	127	\$27	N	N	N	N	AOC	Duration Matrix	221100295	860	5/15/2023
Helena Resources Inc.	10547	402419767	6/12/2020	413	\$3,314	N	0	104	\$32	N	N	N	N	AOC	Duration Matrix	230100015	865	5/12/2023
High Point Operating Corporation	10071	403205114	10/21/2022	\$34-60-121(1)	\$55,200	N	\$11,040	254	\$217	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	221100311	872	4/19/2023
Kerr McGee Oil & Gas Onshore LP	47120	403138872	8/17/2022	1202.c., \$34- 60-121(1)	\$30,000	N	0	12	\$2,500	N	N	N	N	AOC		221000279	861	5/5/2023

Laramie Energy, LLC	10433	403006554	4/6/2022	608; 902	\$7,000	N	0	1	\$7,000	N	2	N	N	AOC	Duration Matrix; Settlement Inducement	220600160	835	4/26/2023
Ogris Operating LLC	10758	403081133	6/15/2022	417	\$41,738	N	0	263	\$159	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	220800221	875	5/18/2023
Presco, Inc.	100465	403315737; 403315774	2/8/2023; 2/8/2023	1002.f.; 1002.f.	\$390,100	Y	\$390,100	1,990	\$196	N	N	N	N	AOC	Duration Matrix; Financial Assurance Foreclosure	230200059	873	6/29/2023
Schreider & Company, Inc.	76859	403008389	4/7/2022	707.a	\$73,850	Y	\$73,850	1,020	\$72	N	N	N	N	OFV	Commission Hearing; Duration Matrix; Financial Assurance Foreclosure	220400089	847	6/7/2023
Tidal Wave Energy Inc.	10381	402375558	4/30/2020	1002.f; 1105; 326.c	\$707,370	Y	0	5,022	\$141	N	N	N	N	OFV	Duration Matrix	221100323	868	5/12/2023
Western Operating Company	95620	402282191; 402277076	1/16/2020	1002.f.; 909.b.	\$746,810	N	\$546,810	5,560	\$134	N	N	N	N	AOC	Duration Matrix; Settlement Inducement; Suspended Penalty	220800220	870	5/2/2023
X Field Gas LLC	10372	402418505; 402429500; 402453595; 403032075	6/12/2020; 6/26/2020; 8/18/2020; 4/28/2022	309	\$19,858	Y	\$19,858	1,109	\$18	N	N	N	N	OFV	Duration Matrix	220700177	843	6/2/2023

Total Penalties Assessed: \$2,286,030

A. Aggravating Factors

1. The violator acted with gross negligence or knowing and willful misconduct.
2. The violation resulted in significant waste of oil and gas resources.
3. The violation had a significant negative impact on correlative rights of other parties.
4. The violator was recalcitrant or uncooperative with the Commission or other agencies in correcting or responding to the violation.
5. The violator falsified reports or records.
6. The violator benefited economically from the violation, in which case the amount of such benefit shall be taken into consideration.
7. The violator has engaged in a pattern of violations.
8. The violation led to death or serious injury.

B. Mitigating Factors

1. The violator self-reported the violation.
2. The violator demonstrated prompt, effective and prudent response to the violation, including assistance to any impacted parties.
3. The cause of the violation was outside of the violator's reasonable control and responsibility, or is customarily considered to be force majeure.
4. The violator made a good faith effort to comply with applicable requirements prior to the Commission learning of the violation.
5. The cost of correcting the violation reduced or eliminated any economic benefit to the violator, excluding circumstances in which increased costs stemmed from non-compliance.
6. The violator has demonstrated a history of compliance with the Act, and Commission rules, orders, and permits.