

COGCC 4th Quarter 2017 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
Bayswater Exploration and Production LLC	10261	200422033	1/26/2015	301; 308; 309; 324A	\$209,231	N	N/A	651	\$321	None	None	No	No	AOC	Consolidation of Violations; Duration Matrix; Policy Table Values; Settlement Inducement; Statutory Maximum	170100092	648	10/30/2017
BP America Production Company	10000	401213603; 401356123	2/17/2017; 8/4/2017	316C; 324A; 1102.a	\$45,000	N	\$0	10	\$4,000	None	None	N	N	AOC	Duration Matrix; Settlement Inducement	171000649	651	12/11/2017
Charles P Dunning LLC	200077	401241213; 401408533	3/23/2017; 9/20/2017	204; 205.g; 303.b; 903; 904.a; 912.b	\$187,200	N	\$187,200	1222	\$153	None	None	N	N	AOC	Inability to Pay	170900311; 171000772	650	12/11/2017
Chevron Pipeline Company	16690	401277084	5/9/2017	324A; 1101.e.	\$65,115	N	N/A	298	\$219	None	None	No	No	AOC	Duration Matrix; Settlement Inducement	171000418	645	10/30/2017
Kerr McGee Oil & Gas Onshore LP	47120	401348910; 401348980; 401348983	7/21/2017	603.h.	\$158,250	N	N/A	615	\$257	None	None	No	No	AOC	Duration Matrix; Policy Table Values	171000632	643	10/30/2017
Kerr McGee Oil & Gas Onshore LP	47120	401310322	6/16/2017	324A; 327; 906.a	\$75,000	N	N/A	5	\$15,000	None	None	No	No	AOC	Policy Table Values; Statutory Maximum	171000527	649	10/30/2017
Longs Peak Resources LLC	10611	401147218; 401389289	11/10/2016; 9/1/2017	309.a; 912.b	\$40,445	N	N/A	364	\$111	None	None	No	No	AOC	Duration Matrix; Settlement Inducement	170900020	644	10/30/2017
Northstar Gas Company Inc	64310	401078793; 401193120	7/15/2016; 2/2/2017	309; 326.b; 605.d; 906.b; 907.a.(2)	\$1,601,924	Y	N/A	2848	\$562	None	None	No	No	OFV	Commission Hearing	161200382; 170500185	642	10/30/2017
Taylor* William M	10353	401395045	9/7/2017	210.b; 309.a; 326.b; 605.a(4); 605.d; 1102.d	\$652,003	Y	N/A	1121	\$582	None	None	No	No	OFV	Commission Hearing	171000765	647	10/30/2017
Tudex Petroleum Inc.	90615	401395409; 401395439; 401395447; 401395685; 401396202; 401396332	9/8/2017	210.b (5); 302.b; 309.a (6); 310; 312; 603.f (4); 605.a; 906.a (3); 1102	\$1,608,456	Y	N/A	2013	\$799	None	None	No	No	OFV	Commission Hearing	171000766	646	10/30/2017
Whiting Oil & Gas Corporation	96155	401219729; 401219773; 401219794	2/28/2017	303	\$173,350	N	\$0	885	\$196	None	None	No	No	AOC	Public Project	170600302	652	12/11/2017

Total Penalties Assessed

\$4,815,974

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.

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.