

## COGCC 3rd Quarter 2015 HB 14-1356 Report

Operator	Operator #	NOAV Date	NOAV Nos.	Violations in Order	Penalty (Total)	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	
1	Antler Energy LLC	10407	5/14/2015	2618118, 2618124, 2618126, 2618127, 2618128, 2618129	309 (6 violations)	\$60,000	\$45,000	60	\$1,000	None	None	N	N	AOC	Statutory Maximum	150900335	523	9/14/2015
2	Bayswater Exploration & Production, LLC	10261	2/11/2015	200423832	902.a; 902.b	\$10,000	\$0	2	\$5,000	None	2, 4	N	N	AOC	Policy Table Value	150700256	511	7/20/2015
3	Black Diamond Minerals, LLC	10244	12/15/2014	200419071	210.d.; 603.f.; 34-60-121(1), C.R.S. (6 violations)	\$72,000	\$0	80	\$900	None	None	N	N	AOC	Settlement Inducement	150700141	515	7/20/2015
4	BP America Production Company	10000	4/14/2015	200429174	605.d.; 1101.e.	\$20,000	None	2	\$10,000	None	None	N	N	AOC	Daily penalty was increased due to the nature of violation	150900352	533	9/14/2015
5	Carrizo Niobrara LLC	10439	5/6/2015; 3/17/2015	200431703; 2157864	609; 308A.b.; 308B; 312; 317.p.	\$73,482	None	251	\$293	None	2	N	N	AOC	Mitigating factor; Duration Matrix; Settlement Inducement	150900332	536	9/14/2015
6	Coachman Energy Operating Company LLC	10500	1/27/2015	200422072	609	\$2,000	\$0	1	\$2,000	none	none	N	N	AOC	Settlement Inducement	150700258	517	7/20/2015
7	Fram Operating LLC	10310	6/10/2015	2618135	326.b	\$7,500	\$0	10	\$750	None	None	N	N	AOC	Settlement Inducement	150900472	530	9/14/2015
8	Kerr-McGee Oil & Gas Onshore LP	47120	10/16/2014	200414053	326.b	\$10,000	\$0	10	\$1,000	None	None	N	N	AOC	Statutory Maximum	150900554	531	9/14/2015
9	Kestrel Resources, Inc.	47085	12/15/2014; 12/22/2014	200419274; 200410089	906.a. (2 violations); 906.b. (2 violations); 907.a.(1) (2 violations)	\$174,600	\$49,600	182	\$959	1	None	N	N	AOC	Policy Table Value with duration Matrix; aggravating factor	150700156	525	7/20/2015
10	KP Kaufmann Company, Inc.	46290	1/22/2015	200421934	317	\$1,000	\$0	1	\$1,000	None	None	N	N	AOC	Statutory Maximum	150700153	518	7/20/2015
11	Maralex Resources Inc.	53255	12/11/2014	200419079	Rule 319.b.(1)	\$47,600	\$0	145	\$328	None	None	N	N	OFV	Commission Deliberation	150500158	524	7/20/2015
12	Mendell Finisterre II LLC	10474	1/27/2015	200422078	34-60-121(1), C.R.S. (1 violation)	\$2,000	\$0	1	\$2,000	None	2	N	N	AOC	Settlement Inducement with Mitigating Factor	150700262	512	7/20/2015
13	Omimex Petroleum Inc.	66190	3/20/2015	200427342	609	\$2,500	\$0	85	\$30	None	None	N	N	AOC	Settlement Inducement	150900337		9/14/2015
14	Overland Resources LLC	19035	12/31/2014	2558800	302.a	\$53,900	\$50,166	228	\$236	Other	Other	N	N	AOC	Policy Table Value with duration Matrix	150700185	521	7/20/2015
15	OXY USA, Inc.	66561	4/8/2015	200429162	303.b.(1)	\$4,000	\$0	4	\$1,000	None	None	N	N	AOC	Statutory Maximum	150900356	527	9/14/2015
16	P & M Petroleum Management LLC	66565	10/15/2014, 7/8/2013, 10/6/2014, 10/6/2014, 10/25/2012, 8/14/2014	200413930, 200382861, 2465111, 2465110, 200360269, 400629229	210; 603.f.; 906; 1004.a; 1004.b; 309 (2 violations); 326.b (3 violations); 302	\$256,300	\$156,300	1056	\$243	None	None	N	N	AOC	Statutory Maximum	150700162	520	7/20/2015
17	Petro Mex Resources	10059	3/23/2015; 9/10/2014	400691473; 200411773	310; 603.f.	\$20,000	\$0	20	\$1,000	None	None	N	N	AOC	Statutory Maximum	150500164	534	9/14/2015
18	Ranchers Exploration Partners LLC	10350	10/23/2014; 10/27/2014	200415200; 200415708	1002.f. (2 violations); 1004; §34-60-121(1), C.R.S.	\$78,500	\$0	332	\$236	None	None	N	N	OFV	Commission Deliberation	150700166	526	7/20/2015
19	Ricker Farms Inc.	74546	11/14/2014	2465138	309; 326	\$0	\$0	20	\$0	None	None	N	N	AOC	Domestic Well	150700167	530	9/14/2015
20	Schneider Energy Services	76840	11/14/2014	2465139	319.b; 326.c	\$20,000	\$0	20	\$1,000	None	None	N	N	AOC	Statutory Maximum	150900169	523	9/14/2015
21	Stelbar Corporation, Inc.	82470	3/13/2015	200426372	303.b.(1C); 903.a.(1), 905.b. (2 violations); 906.b.	\$50,000	\$0	50	\$1,000	None	None	N	N	AOC	Statutory Maximum	150700334	516	7/20/2015
22	Suncor Energy (U.S.A.) Inc	83720	6/19/2014	400629488	302.a	\$10,000	\$9,000	10	\$1,000	None	Other	N	N	AOC	Statutory Maximum	150700171	522	7/20/2015
23	Top Operating Company	39560	7/31/2014	200409733	318A.f	\$2,000	\$0	1	\$2,000	none	none	N	N	AOC	Settlement Inducement	150500173	513	7/20/2015
24	Vitruvian Exploration, LLC	10026	5/11/2015	200429994, 200430002, 200430004	1004 (3 violations)	\$141,700	\$0	322	\$440	None	None	N	N	AOC	Policy Table Value	150700354	514	7/20/2015
25	Wellstar Corporation	95245	4/8/2015	2157870	§ 34-60-121(1) C.R.S.; 308A; 308B; 312	\$40,000	\$0	40	\$1,000	None	None	N	N	AOC	Statutory Maximum	150900348	532	9/14/2015

**Total Penalties Imposed** \$1,159,082

### 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.