

**COGCC 4th 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
Anschutz Exploration Corporation	3104	403228795	11/14/2022	207	\$36,956	N	0	344	\$200	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	230700228	899	11/3/2023
Evergreen Natural Resources	10705	402951132	2/8/2022	902; 905.f.	\$25,000	N	\$0	1	\$25,000	N	N	N	N	AOC	Settlement Inducement	230800254	901	12/12/2023
Linde Inc.	1375	403174908	9/22/2022	205	\$3,254	N	0	94	\$35	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	230500164	884	11/3/2023
Nonsuch Natural Gas Inc.	10163	402418478; 402429502;	6/12/2020; 6/26/2020	413	\$25,816	N	\$20,816	179	\$144	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	230700238	895	11/28/2023
PDC Energy Inc.	69175	402998138; 402998225; 402998248; 403111699	3/29/2022; 7/20/2022	§ 34-60-121	\$184,267	N	0	730	\$252	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	220800223	876	10/11/2023
PDC Energy Inc.	69175	402533817	11/16/2020	420	\$4,037	N	0	329	\$12	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	230800262	894	11/8/2023
Petro Mex Resources	10059	403162954	9/22/2022	205	\$3,296	N	0	101	\$33	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	230500166	882	11/3/2023
Phoenix Resources LLC	10691	402871593	11/18/2021	1101.b.	\$63,570	N	\$58,570	506	\$126	N	N	N	N	AOC	Duration Matrix	221000264	887	11/28/2023
RIM Operating Inc.	74650	403112286	7/21/2022	417.b.	\$57,050	N	\$47,050	291	\$196	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	230700229	893	11/30/2023

Schutz* Richard E	10363	403175283	9/22/2022	205	\$3,338	N	0	108	\$31	N	N	N	N	AOC	Duration Matrix; Settlement Inducement	230500165	881	11/3/2023
Wapiti Operating LLC	10351	403384153; 403384203	4/25/2023	1002.f.; 606.c	\$181,750	N	\$109,050	436	\$417	N	N	N	N	AOC	Duration Matrix; Settlement Inducement; Suspended Penalty	230800270	900	11/29/2023
Western Operating Co.	95620	402287150; 406969196	3/1/2022; 3/1/2022	1002.a.(3); 902; 912.b.; 602	\$197,800	N	0	300	\$659	N	N	N	N	AOC	Duration Matrix	220800217	845	10/4/2023
Wyman* Louis M DBA Wyman Inc	97730	402418542	6/12/2020	413	\$20,820	N	\$15,820	1,248	\$17	N	N	N	N	AOC	Duration Matrix; Settlement Inducement; Suspended Penalty	230700240	897	12/4/2023

Total Penalties Assessed: \$806,954

#### 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.