

COGCC 3rd Quarter 2019 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
Stehle Oil Company	82440	401781684	8/5/2018	326.b.; 326.f.	\$202,650	Y	N	567	\$357	N	N	N	N	OFV	Duration Matrix; Commission Hearing; Financial Assurance Foreclosure	190400259	693	8/1/2019
Extraction Oil & Gas, Inc.	10459	401733851	8/17/2018	606A.h.	\$15,000	N	N	1	\$15,000	8	2	N	N	AOC	Statutory Maximum; Public Project	190700503	707	8/21/2019
Extraction Oil & Gas, Inc.	10459	401689612	6/29/2018	CRS, 34-60-121(1)(a)	\$5,000	N	N	1	\$5,000	N	N	N	N	AOC	Policy Table Values	190600496	705	8/21/2019
Extraction Oil & Gas, Inc.	10459	401564342	3/6/2019	1002.b.; 1002.f.	\$66,800	N	N	309	\$217	7	N	Y	N	OFV	Duration Matrix; Commission Hearing	190600377	703	8/1/2019
PetroShare Corporation	10454	401785147	10/4/2018	326.f.	\$51,200	N	N	174	\$294	N	N	N	N	AOC	Duration Matrix; Commission Hearing	190400265	694	8/1/2019

Total Penalties Assessed \$340,650

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.