

ECMC 1st Quarter 2024 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 |
|--|------------|---|---|---------------------------|-----------------|---|---------------------|--------------|---------------|---------------------|--------------------|----------------------------|--|------------|---|------------|----------------|------------------|
| Argali Exploration Company | 3975 | 402409936; 402418569; 402429541; 402453594 | 6/2/2020; 6/12/2020; 6/26/2020; 8/18/2020 | 309 | \$18,790 | N | \$13,790 | 3,302 | \$200 | N | N | N | N | AOC | Duration Matrix; Suspended Penalty | 220300064 | 793 | 1/4/2024 |
| Bayswater Exploration & Production LLC | 10261 | 403472332 | 8/23/2023 | 208.c. | \$12,461 | N | 0 | 301 | \$41 | N | N | N | N | AOC | Duration Matrix; Settlement Inducement | 231000336 | 903 | 1/16/2024 |
| Chemco, Inc. | 16520 | 402706534; 402768044 | 6/2/2021; 8/2/2021 | 309; 326.b.; 326.b. | \$118,270 | Y | \$118,270 | 1,177 | \$100 | N | N | N | N | OFV | Duration Matrix; Suspended Penalty | 220500115 | 838 | 1/5/2024 |
| Citation Oil & Gas Corp. | 17180 | 402572706; 402957860; 402958947; 402958967; 402959004; 403112257; 403331857; 403331947 | 1/12/2021; 2/16/2022; 2/17/2022; 2/17/2022; 2/17/2022; 7/21/2022; 2/27/2023; 2/27/2023 | 417 | \$280,770 | N | 0 | 2,620 | \$107 | N | N | N | N | AOC | Duration Matrix; Settlement Inducement | 230500163 | 890 | 1/2/2023 |
| Darrah Oil Company LLC | 10713 | 403258414 | 10/13/2022 | 419.c. | \$79,409 | N | \$57,409 | 4,653 | \$17 | N | N | N | N | AOC | Duration Matrix; Rule Reclassification; Suspended Penalty | 231000332 | 907 | 2/16/2023 |
| Grizzly Operating LLC | 10590 | 403258515 | 10/13/2022 | 419.c. | \$8,404 | N | \$6,404 | 825 | \$10 | N | N | N | N | AOC | Duration Matrix; Rule Reclassification; Suspended Penalty | 231000331 | 905 | 2/16/2023 |
| H & R Well Services, Inc. | 36980 | 403378232 | 4/19/2023 | 1004.a. | \$108,470 | Y | 0 | 2,751 | \$4 | N | N | N | N | OFV | Duration Matrix; Inability to Pay | 231000338 | 906 | 2/28/2024 |
| Omimex Petroleum Inc. | 66190 | 403174969; 403258651; 403280089 | 9/22/2022; 12/13/2022; 1/4/2023 | 205.c.; 419.c.; 702.b. | \$23,225,706 | Y | 0 | 1,629 | \$14,258 | N | N | N | N | OFV | Commission Hearing | 230400121 | 908 | 3/1/2024 |

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| Petroglyph Operating Company Inc. | 8667 | 403380857; 403380829; 403380793 | 4/21/2023 | 1004.e.; 1002.f.; 523.f. | \$2,389,700 | Y | 0 | 6,615 | \$361 | N | N | N | N | OFV | Commission Hearing; Duration Matrix | 231000321 | 913 | 3/1/2024 |
| Providence Operating LLC DBA POCO Operating | 10694 | 403493275 | 8/10/2023 | § 34-60-121 | \$431,200 | N | \$10,780 | 228 | \$2,500 | N | N | N | N | AOC | Duration Matrix; Settlement Inducement | 231000330 | 904 | 2/21/2024 |
| Summit Midstream Partners LLC | 10403 | 403216965; 403217124 | 11/2/2022 | 912 | \$85,484 | N | 0 | 761 | \$112 | N | N | N | N | AOC | Duration Matrix; Settlement Inducement | 230900292 | 916 | 3/27/2024 |

Total Penalties Assessed: \$26,758,664

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.