

ECMC 4th 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
NGL Water Solutions DJ, LLC	10373	403528988; 403529080	9/13/2023	807.b.	\$97,350	N	\$37,350	249	\$391	N	N	N	N	AOC	Duration Matrix; Suspended Penalty	240200003	946	10/4/2024
M E III Corporation	52060	403760319; 403659035; 403635852; 402287369	4/18/2024; 1/18/2024; 1/4/2024; 1/16/2020	205.c.; 702.b.; 419.c.; 603.f.; 603.h.B.; 603.h.C.	\$818,765	Y	0	9,455	\$86	N	N	N	N	OFV	Duration Matrix	240600151	947	10/9/2024
Extraction Oil and Gas Inc.	10459	403484461	8/2/2023	602.g.; 608.e.; 613; 902	\$172,330	N	0	496	\$347	N	N	N	N	AOC	Duration Matrix; Public Project	240500127	948	10/30/2024
KP Kauffman Company, Inc.	46290	403035076; 403035259; 403035534; 403035192; 403035446; 403035328	5/2/2022	913.b.(5)(B).iv ; 912.a.(3); 207; 905.b.(3); 901.c; 915.e.(2)B; 913.d.(2); 902.a.-c; 912.a.(1); 912.a.(3); 905.b.(3); 912.b.(1) & (3); 912.b.(4); 912.b.(6); 912.b.(7); 902.a.-b; 1102.i.(1); 913.e	\$5,897,892	N	\$0	15,061	\$392	1; 7	N	Y	Y	OFV	Duration Matrix; Commission Hearing	220800225	964	12/5/2024
KP Kauffman Company, Inc.	46920	403413130; 403257404; 403514572; 403447292; 403513740; 403413096;	5/25/23; 12/12/22; 8/29/23; 6/27/23; 8/29/23; 5/25/23;	207; 609.a.; 609.b.; 902.a.; 902.b.; 912.a.; 912.b.(3); 912.b.(4); 912.b.(6); 913.b.(5)A.;	\$2,322,440	N	\$0	4,552	\$510	1; 7	N	Y	Y	OFV	Duration Matrix; Commission Hearing	230900290	965	12/11/2024

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		403413118; 403413151	5/25/23; 5/25/23	913.d.(1); 913.e.; 913.e.(2)A; 915; 1101.b.(3)C; 1102.j.(7).														

Total Penalties Assessed: \$9,308,777

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.