

**BEFORE THE OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO**

IN THE MATTER OF VIOLATION OF THE RULES AND)	CAUSE NO. 1
REGULATIONS OF THE OIL AND GAS CONSERVATION)	
COMMISSION BY PETROGLYPH ENERGY, INC. ,)	ORDER NO. 1C-5
HUERFANO COUNTY, COLORADO)	

PROTEST AND REQUEST FOR HEARING

COMES NOW, Petroglyph Energy, Inc. ("PEI"), by and through its undersigned attorney, and enters its protest to that certain Cease and Desist Order No. 1C-5 ("the Order") promulgated by the Commission in the captioned matter on November, 14, 2007, which Order requires PEI to desist in restoring to productive status 52 wells shown on Attachment 1 thereto. These wells were originally shut-in on a voluntary basis in July, 2007, and have remained shut-in pursuant to Cease and Desist Order No. 1C-4, which expired on November 16, 2007.

Per C.R.S 34-60-121(5)(b), the Commission may require PEI to appear before it no sooner than fifteen days from the date of issuance of the Order, or the operator may request an earlier hearing. In this matter, the Commission has not required PEI to appear in fifteen days, and PEI hereby waives its right to request an earlier hearing. Instead, and pursuant to the requirement of the Order that PEI apply for a hearing, PEI hereby requests that the matter be set for hearing on Wednesday, December 12, commencing at 1:00 pm (MST) or thereabout.

At this hearing, it is PEI's intent to demonstrate to the Commission's satisfaction that it can return its wells to production in a manner that protects public health and safety, in conjunction with a methane investigation, monitoring and mitigation program that will contain methane migration, reduce methane concentration in the shallow aquifer, and preserve the long-term viability of the groundwater resource of the area.

PEI anticipates that its presentation will require approximately three hours. PEI is also amenable to, and hereby requests, an informal prehearing conference with the Commission staff, and will make its personnel and consultants available on the afternoon of Monday, December 3, 2007, 1:00 pm (MST) at the offices of the Commission.

Finally, PEI would like to note for the record, that "any protest by an operator to a cease and desist order issued by the Director shall automatically stay the effective date of the order, in which case the order shall not be considered final for purposes of judicial review until such protest is heard." COGCC Rule 522.d(3).

RESPECTFULLY SUBMITTED THIS 19TH DAY OF NOVEMBER, 2007:



**KENNETH A. WONSTOLEN #11090
ATTORNEY FOR PETROGLYPH ENERGY, INC.**

Fulbright & Jaworski L.L.P.
370 17th Street, Suite 2150
Denver, CO 80203
303-801-2700
kwonstolen@fulbright.com