

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

IN THE MATTER OF ALLEGED VIOLATIONS OF THE) CAUSE NO. 1V
RULES AND REGULATIONS OF THE COLORADO OIL)
AND GAS CONSERVATION COMMISSION BY **BP**) DOCKET NO. 150900352
AMERICA PRODUCTION COMPANY, ARCHULETA) TYPE: ENFORCEMENT
COUNTY, COLORADO)

NOTICE AND APPLICATION FOR HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Pursuant to Rule 522.e.(2), the Colorado Oil and Gas Conservation Commission ("Commission" or "COGCC") Staff will apply to the Commission at its September 14-15, 2015 hearing for an Order Finding Violation ("OFV") against **BP America Production Company** ("BP America") (Operator No. 10000). This Notice and Application is being served to adjudicate the allegations made in the below-described Notice of Alleged Violation ("NOAV"), the allegations of which are incorporated herein.

BP America is the operator of a produced water flowline at SWNE Sec 7, T32N R5W (Spill Release Point ID: 441424) ("flowline") in Archuleta County. On March 30, 2015, the surface owner notified BP America of a water leak on his property. BP America responded the same day, stopped the release, and began clean-up operations. On March 31, 2015, COGCC Staff inspected the spill site and observed that the release had flowed from the pipeline right of way through a wooded area and entered a dry irrigation ditch, where water had not been turned on for the season.

On April 14, 2015, Commission Staff issued a Notice of Alleged Violation ("NOAV") (No. 200429174) to BP America citing violations of the following COGCC Rules of Practice and Procedure, 2 CCR 404-1 ("Rule" or "Rules"):

- a. Rule 605.d. (Oil and Gas Facilities, Mechanical Conditions) for the failure maintain the flowline in good mechanical condition; and
- b. Rule 1101.e. (Installation and Reclamation, Pressure Testing) for the failure to pressure test the flowline annually to anticipate maximum operating pressure.

COGCC staff requests that BP America be found in violation of the rules cited above and assessed a penalty pursuant to Rule 523.

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction granted to the Commission under § 34-60-105 C.R.S.; 2) specific powers granted pursuant to § 34-60-106 C.R.S.; 3) the State Administrative Procedure Act at § 24-4-105 C.R.S.; and 4) the 500-Series Rules, that the Commission has scheduled the above-entitled matter for hearing on:

Date: Monday, September 14, 2015
Tuesday, September 15, 2015

Time: 9:00 a.m.

Place: Western State Colorado University
University Center, South Ballroom
600 North Adams Street
Gunnison, CO 81231

In accordance with the Americans with Disabilities Act, if any party requires special accommodations as a result of a disability for this hearing, please contact Margaret Humecki at (303) 894-2100 ext. 5139, prior to the hearing and arrangements will be made.

Pursuant to said hearing in the above-entitled matter at the time and place aforesaid, or at any adjourned meeting, the Commission will enter such orders as it deems appropriate to protect the health, safety and welfare of the public and to prevent the waste of oil and gas, either or both, in the operations of said field, and to carry out the purposes of the statute.

In accordance with Rule 509., any interested party desiring to protest the granting of the application or to intervene on the application should file with the Commission a written protest or intervention no later than August 31, 2015, briefly stating the basis of the protest or intervention. One electronic, one original and two copies shall be filed with the Commission. Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of August 31, 2015. Pursuant to Rule 503.g., if a party who has received notice under Rule 503.b. wishes to receive further pleadings in the above-referenced matter, that party must file a protest or intervention in accordance with these rules.

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By  _____
Julie Murphy, Secretary

Dated: July 16, 2015

Colorado Oil and Gas Conservation Commission
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