

COGCC 3rd Quarter 2018 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
CRESTONE PEAK RESOURCES OPERATING LLC	10633	401440391	9/14/2017	912.a	\$10,000	N	\$0	1	\$10,000	None	None	No	No	AOC	Consolidation of Violations	180300017	665	8/1/2018
HILCORP ENERGY COMPANY	10133	401163497	12/9/2016	1002.f; 1004.a	\$144,232	N	\$72,116	749	\$5,000	None	None	No	No	AOC	Settlement Discount	170500094	671	8/1/2018
NOBLE ENERGY INC	100322	401294258	5/30/2017	1002.f	\$135,040	N	\$40,512	392	\$5,000	None	None	No	No	AOC	Settlement Discount	180100023	670	8/1/2018
GREAT WESTERN OPERATING COMPANY LLC	10110	401542296	2/12/2018	602; 605.d.	\$52,700	N	\$0	18	\$2,928	None	None	No	No	AOC	Consolidation of Violations; Settlement Inducement; Duration Matrix	180600296	669	8/1/2018
TOP OPERATING COMPANY	39560	401245081	4/12/2017	603.f; 906.a.	\$80,101	N	\$0	620	\$2,500	None	None	No	No	AOC	Settlement discount	170900407	674	9/17/2018
SPRINGDALE PARTNERS LLC	10487	401412048	9/25/2017	1102.d.	\$8,160	N	\$0	544	\$15	None	None	No	No	AOC	Proportionality Adjustment	180100009	672	9/17/2018
PIONEER NATURAL RESOURCES USA INC	10084	401589097	3/28/2018	324A; 906.d; 907A	\$45,435	N	\$0	147	\$308	None	None	No	No	AOC	Duration Matrix; Settlement Discount	180700506	673	9/17/2018

8	NOBLE ENERGY INC	100322	401711123 401711127 401711131 401711137 401711140 401711148 401711156 401711161	7/24/2018	326.b (8); 326.f (8)	\$1,603,530	N	\$0	3859	\$416	None	None	No	No	AOC	Duration Matrix; Public Project	180900672	668	9/17/2018
9	KERR MCGEE OIL & GAS ONSHORE LP	47120	401564512	3/6/2018	606A.h.	\$15,000	N	\$0	1	\$15,000	None	None	No	No	AOC	Statutory Maximum; Public Project; Commission Hearing; Rule Reclassification	180700383	667	9/17/2018

Total Penalties Assessed

\$2,094,198

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.

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.