



September 24, 2012

Certified Mail Return Receipt Requested # 7011 2000 0001 7835 4287

Mr. Ken Valentine
23160 County Road 43.7
Aguilar, CO 81020

RE: NOAV 20036184 Resulting from Complaint 200361839
Stormwater and Erosion Control Best Management Practices and Interim Reclamation

Dear Mr. Valentine:

In response to the complaint you submitted on July 19, 2012 to Mr. Thom Kerr via email, the Colorado Oil and Gas Conservation Commission (COGCC) issued a Notice of Alleged Violation (NOAV) to Pioneer Natural Resources on August 31, 2012. A timely response was provided by Pioneer and is included as Attachment 1.

FIELD INSPECTION

I visited the site on September 21, 2012 in as a follow-up to Pioneer's report of installation of sediment filtration Best Management Practices (BMPs) as required in the NOAV. My observations on this day were that the temporary erosion controls and maintenance of those controls of Pioneer Natural Resources were in compliance with applicable COGCC regulations (1000 series).

The staff of the COGCC issued a Notice of Alleged Violation (NOAV) to Pioneer Natural Resources regarding your recent complaint related to erosion issues at the Osborn well location. That Notice of Alleged Violation was closed with no further enforcement action taken by the staff of the COGCC subsequent to the follow-up inspection of this area in September of 2012 which is included as Attachment 2. If the complainant objects to the staffs' decision to revoke or settle the NOAV, the complainant shall have the right to file with the Commission an application for an Order Finding Violation (OFV). Such application shall be filed pursuant to Rule 503 within forty-five (45) days of the receipt of the Director's written determination. Please contact Peter Gowen in our Denver office if you wish to discuss how you might proceed if you decide at a later date to pursue this option (303-894-2100 extension 5150).

Sincerely,
Colorado Oil and Gas Conservation Commission

Peter Gintautas, Ph.D.
Environmental Protection Specialist

Attachments: Attachment 1 - NOAV 200361841
Attachment 2 - Field Inspection 663600191