

Daniel\_Padilla@oxy.com, Lilly Griffin <lgriffin@walshenv.com>, Alex Fischer <alex.fischer@state.co.us>

Amber, please associate the email below with location 334519.

Blair and Daniel,

Thanks for the additional data and the summary of submittals. I have added some clarification to the paragraph of the submittal summary to complete the record. The paragraph from Blair Rollins email regarding Subject: Reserve Pit Closure for the Stites 28-8 Reserve Pit (Location ID: 334519), Reference Document No: 2216381 is copied here with my responses indented in italics.

Oxy submitted two Sundry notices both requesting Stites 20-8 reserve pit closure. The first sundry was submitted on 8/25/10 and approved by the COGCC on 12/12/11 (reference COGCC document number: 2221276).

*COGCC response: COGCC acknowledges that the 8/25/2010 version of the sundry, with 'Detail of Work' section listed as 'apply different table 910 standards' was not entered into the COGCC database at the time it was received and was approved on 12/12/2011. Review of the sundry by staff at COGCC determined deficiencies in reporting that require revoking of the sundry approval.*

The second sundry was later submitted on 9/20/11 at the request of the COGCC where some sundry (tech page 2) information was updated (reference COGCC document number: 2216381).

*COGCC response: The sundry signed by Oxy on 9/20/2011 was emailed to the COGCC on 10/4/2011 and assigned document number 2216381. On 10/4/2011, COGCC staff emailed Oxy's subcontractor with the following:*

Please clarify if this Form 04 and the other ones you submitted today are to request consideration of background arsenic concentrations **only** or if you are notifying COGCC of a pit closure completion. In the latter case, you will need to include a (Notice of Completion) letter report that describes the work done to close the pit. Please contact Linda or myself. I can guide you and/or give you some examples that you can use as guidance.

*On 10/5/2011 the following response was received from Oxy personnel:*

Thanks. We'll need some clarification on the Notice of Completion letter reports.

*Record of phone conversation was not located, and additional information was not submitted to the COGCC. No Notice of Completion report has been received for this site by to date.*

Oxy was not aware that the original sundry (2221276) would later be approved in December 2011. The COGCC then proceeded with reviewing the second sundry (2216381) also not aware that the original sundry (2221276) had been approved.

*COGCC response: No reference to the first sundry document number was included in the second sundry and COGCC staff did not realize that the first sundry had been approved when reviewing the second sundry due to multiple staff involvement.*

*On 7/11/2012 COGCC did not approve sundry 2221276 with the note: This sundry is not approved. Withdraw this sundry and resubmit a new sundry containing all sample data in summary table supported by lab reports. Reported barium results exceed Table 910-1 levels and are not addressed adequately. Additional discussion regarding depth of 'resample' and remediation prior to is is needed. COGCC called Oxy staff and left voicemail messages stating the same.*

*On 8/22/2012 I met with Oxy staff and we discussed this sundry in particular and the need for expanded explanation of the activities conducted before and after the two sample collection dates, since elevated barium was detected initially. COGCC told Oxy that sundry 2216381 needed to be withdrawn and replaced.*

*COGCC received the additional details supporting sundry 2216381 on 9/18/2012 but did not receive a new sundry.*

COGCC staff requests a new sundry be submitted for this pit closure, accompanied by the same supporting documentation that was submitted to the COGCC on 9/18/2012. Please submit within 2 weeks for staff consideration. Send the sundry to Alex Fischer's attention.

Thanks.

**Linda Spry O'Rourke**

**NW EPS II**

State of Colorado, Oil & Gas Conservation Commission

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**\*Please Note:** As of Oct. 8, 2012, my email changed to [linda.spryorourke@state.co.us](mailto:linda.spryorourke@state.co.us) (adding the final 'e' in my last name).