



# Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.*



Matthew H. Mead, Governor

John Corra, Director

January 9, 2012

Mr. Ronald D. Truelove  
Environmental Manager  
Devon Energy Production Company  
20 North Broadway, Suite 1500  
Oklahoma City, OK 73102

RE: Notice of Violation

Dear Mr. Truelove:

Enclosed you will find a Notice of Violation (NOV) issued to Devon Energy Production Company by the Department of Environmental Quality, Air Quality Division, for failing to comply with the permit requirements for routing vapors to the combustion device and installation of monitoring and recording equipment for the combustion device at the Red Lakes 6-6-18-94 PAD located in Sweetwater County, Wyoming. These violations of permit CT-7558 were observed by Mr. Jeff Wendt on December 27, 2011.

As the Department and this Division consider the failure to comply with air quality permit conditions to be a serious matter, I am considering recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this Notice of Violation prior to referral to the Attorney General's office, please contact Ms. Karen Godman, Air Quality Compliance Program Principal, at 307-777-8601 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Ms. Karen Godman.

Sincerely,

Steven A. Dietrich  
Administrator  
Air Quality Division

cc: Robert Gill  
Tony Hoyt  
Nancy Vehr  
Keith Guille



**BEFORE THE  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION )  
ISSUED TO DEVON ENERGY PRODUCTION COMPANY, ) DOCKET NO. 4946-12  
MR. RONALD D. TRUELOVE, )  
ENVIRONMENTAL MANAGER, )  
20 NORTH BROADWAY, SUITE 1500, )  
OKLAHOMA CITY, OKLAHOMA 73102 )**

**NOTICE OF VIOLATION**

**NOTICE IS HEREBY GIVEN THAT:**

1. The Department of Environmental Quality, Division of Air Quality, has found Devon Energy Production Company to be in violation of permit CT-7558 issued in accordance with W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations at the Red Lakes 6-6-18-94 PAD located in Sweetwater County, Wyoming.

2. W.S. 35-11-801(a) states, "In granting permits, the Director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to sources under Wyoming's construction and modification permitting program.

4. Permit CT-7558 was issued to Devon Energy Corporation on May 30, 2008. Both conditions 6 and 10 require vapors to be controlled as follows:

Condition 6:

"Vapors from the condensate tanks, including low pressure separator flash, tank flash and S/W/B vapors, shall be routed to a combustion device..."

Condition 10:

"Emission control equipment, including the VOC and HAP emission control system or device, all vent lines, connections, fittings, valves, relief valves, hatches or any other appurtenance employed to contain and collect vapors and transport them to the emission control system or device, shall be maintained and operated during any time the well is producing such that the emissions are controlled at all times."

5. On December 27, 2011, Mr. Jeff Wendt, Air Quality Division Engineer, observed venting vapors from a thief hatch and Enardo valves. Not routing vapors from the condensate tanks to the combustion device are violations of conditions 6 and 10 of permit CT-7558.

6. Permit CT-7558 was issued to Devon Energy Corporation on May 30, 2008. Conditions 8 and 9 require pilot flame monitoring as follows:

Condition 8:

"The presence of the combustion device pilot flame shall be monitored using a thermocouple and continuous recording device or any other equivalent device to detect and record the presence of the flame..."

Condition 9:

“The thermocouple and continuous recording device under condition eight (8) shall be installed and operational within sixty (60) days of permit issuance. Devon Energy Production Company, L.P. shall notify the Division of the date of installation of the thermocouple and continuous recording device within fifteen (15) days of such date.”

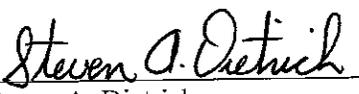
7. On December 27, 2011, Mr. Jeff Wendt, Air Quality Division Engineer, observed no thermocouple and recording device had been installed at the facility. Upon review of records no installation of flare monitoring system was received by the Division. Not installing a thermocouple and recording device or equivalent device are violations of conditions 8 and 9 of permit CT-7558.

8. Said violations consist of failing to: 1) route vapors from the condensate tank to the combustion device and 2) install a thermocouple and recording device to monitor the combustion device pilot flame in violation of permit CT-7558.

9. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

10. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

DATED this 9<sup>th</sup> day of JANUARY, 2012.

  
Steven A. Dietrich  
Administrator  
Air Quality Division

  
John V. Corra  
Director  
Department of Environmental Quality

Please direct all inquiries to Steven A. Dietrich, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)