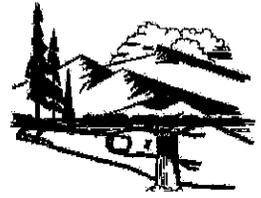




# Department of Environmental Quality

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

## CERTIFIED MAIL

November 8, 2011

Mr. David Drabek  
Pure Petroleum  
P.O. Box 2636  
Gillette, WY 82717

**RE: Notice of Violation and Order, Docket Number 4917-11**

Dear Mr. Drabek:

Attached is a Notice of Violation and Order, Docket Number 4917-11, for failure to submit quarterly monitoring reports in violation of Underground Injection Control General Permit 5C5-1 for the following Pure Petroleum facilities located in Campbell County, Wyoming:

Facility Number	Well
WYS-005-155	LXWI 1-1
WYS-005-162	LXWI 2-1

**ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c).** Chapter I, Section 3 of the Department of Environmental Quality Rules of Practice and Procedure (<http://soswy.state.wy.us/RULES/5675.pdf>) sets forth the requirements for the initiation of appeal proceedings.

To appeal this Order and request a hearing, you must file two (2) copies of your written petition. The first petition shall be mailed to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition should be sent to John V. Corra, Director, Wyoming Department of Environmental Quality, Herschler Building, 4th West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

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Herschler Building · 122 West 25th Street · Cheyenne, WY 82002 · <http://deq.state.wy.us>

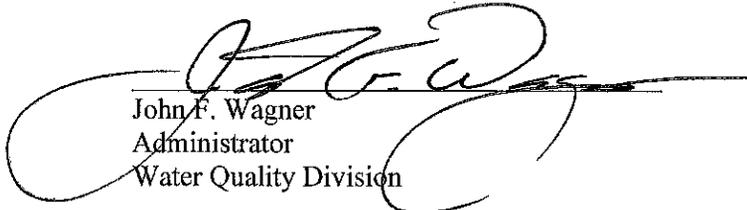
ADMIN/OUTREACH (307) 777-7758 FAX 777-7682	ABANDONED MINES (307) 777-6145 FAX 777-8462	AIR QUALITY (307) 777-7391 FAX 777-5616	INDUSTRIAL SITING (307) 777-7369 FAX 777-6937	LAND QUALITY (307) 777-7756 FAX 777-5864	SOLID & HAZ. WASTE (307) 777-7752 FAX 777-5973	WATER QUALITY (307) 777-7781 FAX 777-5973
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*Pure Petroleum*  
*November 8, 2011*  
*Page 2*

**PLEASE DIRECT ALL INQUIRIES TO:** Mr. John Passehl, UIC Program Geology Supervisor, Department of Environmental Quality, Water Quality Division, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Telephone (307) 777-5623.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
\_\_\_\_\_  
John F. Wagner  
Administrator  
Water Quality Division

JVC/JFW/KF/JP/bb/11-0986

Enclosure: Notice of Violation and Order

cc: Steve Pratt, EPA Region 8  
Kevin Frederick, DEQ  
John Passehl, DEQ  
NOV Docket 4917-11  
Environmental Quality Council  
Don Fischer, DEQ  
Keith Guille, DEQ Public Information Officer (PDF File Only)

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

**IN THE MATTER OF THE NOTICE OF VIOLATION AND ORDER ISSUED TO:**

**Mr. David Drabek  
 Pure Petroleum  
 P.O. Box 2636  
 Gillette, WY 82717**

**DOCKET NUMBER 4917-11**

**NOTICE OF VIOLATION AND ORDER**

**NOTICE IS HEREBY GIVEN THAT:**

1. **Pure Petroleum, LLC** acquired two coal bed methane injection facilities in Campbell County, Wyoming from Werner Methane Development on June 4, 2006. The facilities are covered by Underground Injection Control General Permit 5C5-1. A Letter of Violation (LOV) was issued August 9, 2009 for failure to submit quarterly monitoring reports for the following wells:

Facility	Well
WYS-005-155	LXWI 1-1
WYS-005-162	LXWI 2-1

2. Pure Petroleum, LLC is in violation of Underground Injection Control General Permit 5C5-1, Parts IV(B)(1) and IV(B)(2) for failure to adhere to the monitoring and reporting requirements of the permit.
3. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality (DEQ) shall cause a written notice to be issued and served upon the person alleged to be responsible.

**ORDER**

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL – STATE OF WYOMING**

**WHEREFORE IT IS HEREBY ORDERED THAT:**

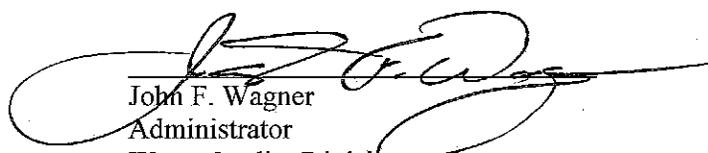
1. **Within 30 days from the receipt of this Notice of Violation, Pure Petroleum will submit all delinquent reports for DEQ review and approval.**
2. **Within 30 days from the receipt of this Notice of Violation, Pure Petroleum will arrange for inspection of the facilities by DEQ personnel.**

This ORDER is final unless, no later than ten (10) days after the date this notice is received; it is appealed by filing two written requests for a hearing before the Environmental Quality Council. If a hearing is requested, the first hearing petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714 Herschler Building, 1<sup>st</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of the Environmental Quality, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

**NOTHING IN THIS NOTICE OF VIOLATION (NOV) AND ORDER** shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV AND ORDER be interpreted as being a condition precedent to any other enforcement action.

Ordered this 14th day of November, 2011.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
\_\_\_\_\_  
John F. Wagner  
Administrator  
Water Quality Division

**PLEASE DIRECT ALL INQUIRIES TO:** John Passehl, UIC Program Geology Supervisor, Department of Environmental Quality, Water Quality Division, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Telephone 307-777-5623.

JVC/JFW/KF/JP/bb/11-0986

cc: Steve Pratt, EPA Region 8  
Director, DEQ  
Kevin Frederick, WDEQ  
John Passehl, WDEQ  
NOV Docket 4917-11  
Environmental Quality Council  
Don Fischer, Sheridan DEQ Field Office  
Keith Guille, DEQ Public Information Office (PDF)