

## Hamlet, Robert, EMNRD

---

**From:** Hamlet, Robert, EMNRD  
**Sent:** Friday, November 15, 2019 11:36 AM  
**To:** 'Brittany Esparza'  
**Cc:** Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Billings, Bradford, EMNRD; Griswold, Jim, EMNRD  
**Subject:** Deferral Denied - COG - Pygmy 27 St #1H - (1RP-5514) 4-24-2019  
**Attachments:** Deferral Denied - COG - Pygmy 27 St #1H - (1RP-5514) 11.15.19.pdf

Brittany,

We have received your deferral request for **1RP-5514 Pygmy 27 St #1H**, thank you.

This deferral request is DENIED because this site does not meet the criteria to apply for a deferral.

- NMAC 19.15.29.12.C.2: If contamination is located in areas immediately under or around production equipment such as production tanks, wellheads and pipelines where remediation could cause a major facility deconstruction, the remediation, restoration and reclamation may be deferred with division written approval until the equipment is removed during other operations, or when the well or facility is plugged or abandoned, whichever comes first.

Please let me know if you have any further questions.

Regards,

Robert J Hamlet  
State of New Mexico  
Energy, Minerals, and Natural Resources  
Oil Conservation Division  
811 S. First St., Artesia NM 88210  
(575) 748-1283  
[Robert.Hamlet@state.nm.us](mailto:Robert.Hamlet@state.nm.us)

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.