

Venegas, Victoria, EMNRD

From: Venegas, Victoria, EMNRD
Sent: Wednesday, September 23, 2020 10:40 AM
To: 'calderman@cimarex.com'; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD
Cc: CFO_Spill, BLM_NM; 'Rebecca Pons'; David J. Adkins
Subject: NVV2002839011 HACKBERRY 26 FEDERAL COM #001H @ 30-015-43856
Attachments: (C-141 Closure) NVV2002839011 HACKBERRY 26 FEDERAL COM #001H @ 30-015-43856.pdf

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Ms. Alderman,

The OCD has denied the submitted Site Characterization/Remediation Plan/ Closure Report C-141 for incident # for the following reasons:

- Lab results/chain of custody for samples: BG-East 0-1', BG-South 0-1', BG-West 0-1' taken on 7/27/2020 were not included in the report . These sample points are not shown on the final sampling map.
- Lab results/chain of custody for samples TT-1 – TT-7 were not included in the report.
- Confirmation samples must meet closure requirements as per 19.15.29.12.D. Unless you have the division's written approval for a variance that allows the responsible party to analyze samples for TPH only, confirmation samples must be analyzed for the components listed in Table 1 of 19.15.29. Operators may request a variance for any requirement of 19.15.29 NMAC. The variance request must include a detailed statement explaining the need for a variance and a detailed written demonstration that the variance will provide equal or better protection of fresh water, public health and the environment.

The Denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting through the fee portal.

Victoria Venegas
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Energy, Minerals, and Natural Resources
Oil Conservation Division
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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.