

NM1 - 3

**GENERAL
CORRESPONDENCE**

YEAR(S):

2009

BRAD & LARRY,

RECEIVED

2009 JUL 27 PM 1 13

Enclosed you will see lab Results on our 20yds.

OF contaminated soil that WAS OWN OF LANDFARM.

The TPH is less than 100ppm so we moved it to our
land fill.

Thanks for your help in this matter.

Michael Patterson



PHONE (575) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

July 21, 2009

Bob Allen
Safety & Environmental Solutions, Inc.
703 East Clinton, #102
Hobbs, NM 88241

Re: Sundance (SUN-09-001)

Enclosed are the results of analyses for sample number H17840, received by the laboratory on 07/17/09 at 4:30 pm.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method SW-846 8260	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method TX 1005	Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Total Number of Pages of Report: 3 (includes Chain of Custody)

Sincerely,



Celey D. Keene
Laboratory Director

This report conforms with NELAP requirements.

CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

CARDINAL LABORATORIES, INC.

2111 Beechwood, Abilene, TX 79603 101 East Marland, Hobbs, NM 88240
(915) 673-7001 Fax (915) 673-7020 (505) 393-2326 Fax (505) 393-2476

Page 1 of 1

Company Name: SAFETY & ENVIRONMENTAL SOLUTIONS
Project Manager: *[Signature]*
Address: 703 E. CLINTON, #102
City: HOBBS
State: NM **Zip:** 88240
Phone #: (505) 397-0510 **Fax #:** (505) 393-4388
Project #: SUN-09-001 **Project Owner:** Sundance
Project Name: Sampling
Project Location: Abilene, NM
Sampler Name: Isaac Lincoln

Company: SAME
A(tn):
Address:
City:
State:
Phone #:
Fax #:

Matrix: # CONTAINERS: 0 (GRAV OR COMP.)
 GROUNDWATER
 WASTEWATER
 SOIL
 SLUDGE
 OTHER:
 ACID/BASE:
 IGE/COOL
 OTHER:

Preserv.: DATE: 7/16/09 TIME: 0925

Lab I.D.: H17840-1 ST SPH 11

Sample I.D.: *[Blank]*

Received By: *[Signature]* Date: 7/17/09 Time: 10:30
Received By (Lab Staff): *[Signature]*

Delivered By: (Circle One) *[Signature]*
Sampler - UPS - Bus - Other:

Sample Condition: Temp. °C: 16C Insect? Yes No
 By: *[Signature]* (Initials)

Phone Result: Yes No
Fax Result: Yes No

REMARKS:

TRH 418.1

PLEASE NOTE: Liability and Damages: Cardinal's liability and client's protection is limited to the amount paid by the client for the analysis. All claims including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within 30 days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including without limitation, business interruption, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or associates, whether or not caused in whole or in part by Cardinal, regardless of whether such claims are based upon any of the above stated measures of damages.

† Cardinal cannot accept verbal changes. Please fax written changes to (915) 673-7020. #26

Hansen, Edward J., EMNRD

From: Price, Wayne, EMNRD
Sent: Friday, March 27, 2009 10:08 AM
To: Hansen, Edward J., EMNRD
Cc: Sanchez, Daniel J., EMNRD; VonGonten, Glenn, EMNRD
Subject: FW: Signed Letters For Wayne Price
Attachments: Signed Letters to Wayne Price.pdf

Make sure these are put in the file.

From: Michael Patterson [mailto:michaelpatterson2@msn.com]
Sent: Thursday, March 26, 2009 5:38 PM
To: Price, Wayne, EMNRD
Subject: FW: Signed Letters For Wayne Price

Wayne,

As per the letter from the BLM, Sundance Services has conducted their own investigation of the complaint filed by the BLM. On March 03, 2009 I talked to David Raines who is the foreman for Wallach Concrete and he informed me that none of the employees had any complaints concerning headaches or nosebleeds. His phone number is 575-394-2504. On March 26, 2009 I also talked with Sheila Parker who is the director for environmental with Waste Control Specialists ,LLC. Her phone number is 575-394-3300. I spoke with Richard Wyckoff who is the Environmental Compliance manager for Waste Control Specialists, LLC. They have not had any complaints from any of their employees concerning the headaches and nosebleeds.

On March 26, 2009 I visited with Brenda Brooks who is the Director of Communications for LES. Her phone number is 575-394-4646. She has not heard of any complaints from any of her employees.

I talked with John Cook who is the project manager for Quality Inspection Services Inc. His phone number is 505-908-1279. They are located on Wallach's property just east of Pit # 4. They have had some employees complain about nauseating ordors. They have had Air Quality Control come out there and do some testing and all the tests were below the hazardous levels. He told me that their employees were not used to the West Texas oil patch smell. All they are trying to accomplish is for thier office to be moved away for Pit # 4. They were told by their corporate office that it is not uncommon to have this sort of reactions if you were not used to this climate. He also stated that the sand and dust did not help matters. All the employees wanted was a better quality of workplace which they will be moving in two weeks.

Quality Inspection Services, Inc did not call the BLM. The BLM just came in their office trying to find Wallach's office. They began talking and the subject came up about the smell.

Wayne this is just an informal report. Also I would like to add on Zach Ramos report that Donna Roach and Gary Laing are no longer employed by Sundance Services, Inc.

Thanks again for all the help the OCD has given to Sundance Services, Inc. We will continue to work on hand with the OCD.

Michael Patterson

Administrator, SSI

Quick access to Windows Live and your favorite MSN content with [Internet Explorer 8](#).

Hotmail® is up to 70% faster. Now good news travels really fast. [Find out more](#).

This inbound email has been scanned by the MessageLabs Email Security System.

SUNDANCE SERVICES INC.

To Whom It May Concern,

My wife had come home one evening about a rumor she heard. She began to tell me that one of her co-workers Kim Laing (whom is the brother of Gary Laing who worked for Sundance as a computer tech). Had began to tell her that a couple of people who worked for the L.E.S. facility. Had complaints that they had been getting nose bleeds and headache's from Sundance. She immediately told her co-worker, that her husband worked out their for several years, and never complained about headache's or nose bleeds.

Plant Foreman,

Zach Ramos

A handwritten signature in black ink, appearing to read 'ZHR', written over the printed name 'Zach Ramos'.

Mr. Wayne Price
Oil Conservation Division
New Mexico Energy, Minerals & Natural Resources Department
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

RE: Sundance Services, Inc.
Lea County, New Mexico

Dear Mr. Price:

I am an employee of Sundance Services, Inc. Our oil and gas waste management facility is located east of the City of Eunice, Lea County, New Mexico.

I reviewed a copy of the "ENTS Notification Form" dated March 2, 2009 (Notification ID #4709), concerning a complaint against Sundance. The Form describes the complaint as follows:

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This complaint lacks merit and should be disregarded. Thank you for your time.



Dated: 3-26-09

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Oil Conservation Division
New Mexico Energy, Minerals & Natural Resources Department
1220 South St. Francis Drive
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Manuel Ramos

Dated: 3-24-09

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Gay W. Wink

Dated: 3/26/09

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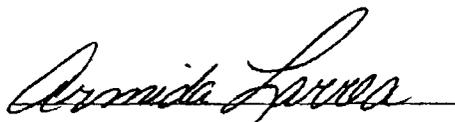
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Alejandro Mendez Dated: 3-26-09

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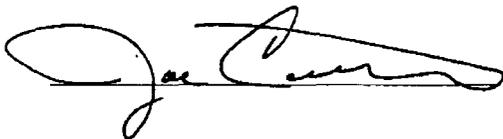
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Eddie Trujillo

Dated: 3-26-09

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Diego Carreras

Dated: 03/26/09

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Ray L. Rowland

Dated: 03/26/09

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Thomas Rodger Dated: 3/26/09

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Gene Morris

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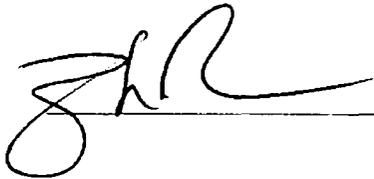
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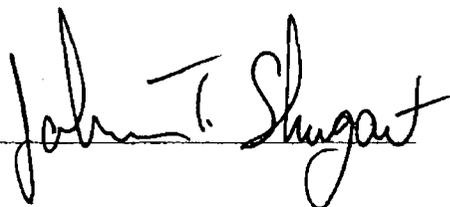
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The statements in the complaint are incorrect. The Sundance facility conducts operations in accordance with New Mexico standards. We are protective of human health and the environment. I have never had a headache, nose bleed or other health problem caused by our on-site operations. I have never heard of any other Sundance employee suffering from the symptoms described in the complaint. Also, I have never been exposed to hydrogen sulfide gas. I do not know of any past or present employee of Sundance who has been exposed to this.

This complaint lacks merit and should be disregarded. Thank you for your time.



Dated: 3-26-09

Mr. Wayne Price
Oil Conservation Division
New Mexico Energy, Minerals & Natural Resources Department
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

RE: Sundance Services, Inc.
Lea County, New Mexico

Dear Mr. Price:

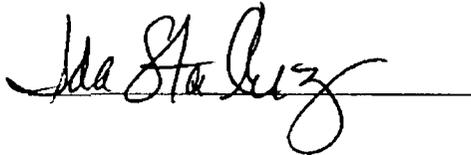
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Steve Martin

Dated: 3-26-09

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Oil Conservation Division
New Mexico Energy, Minerals & Natural Resources Department
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

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Lea County, New Mexico

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This complaint lacks merit and should be disregarded. Thank you for your time.

Amabel Caruth

Dated: 3-26-09

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, March 25, 2009 2:09 PM
To: Hill, Larry, EMNRD
Cc: Price, Wayne, EMNRD
Subject: FW: Sundance complaint
Attachments: ENTS NOTIFICATION FORM.tif; Intra-office memo 3-25-09.docx

Buddy,

Attached is an Intra-office memo regarding the compliant by Mark Lewis (with BLM) of March 2, 2009.

Wayne asked is you could please check on this compliant (maybe going down to Wallach Concrete with a H₂S monitor). We are following up with Sundance (they are to send a report regarding this compliant to Wayne).

Thanks – let me know if you have any questions.

Edward J. Hansen
Hydrologist
Environmental Bureau
505-476-3489

From: Jones, Brad A., EMNRD
Sent: Tuesday, March 03, 2009 10:35 AM
To: Hansen, Edward J., EMNRD
Subject: FW:

From: Hill, Larry, EMNRD
Sent: Tuesday, March 03, 2009 10:28 AM
To: Jones, Brad A., EMNRD
Cc: Chavez, Carl J, EMNRD; Price, Wayne, EMNRD; Sanchez, Daniel J., EMNRD
Subject: FW:

Brad;

Here is a complaint forwarded by BLM concerning Sundance/ Parabo Disposal facility. This is a permitted site. Thought I would let EB respond to this.

Let me know if you have questions !

Thanks; Buddy Hill

From: Martinez, Patricia L, EMNRD
Sent: Tuesday, March 03, 2009 9:12 AM
To: Hill, Larry, EMNRD
Subject:

PATRICIA MARTINEZ
EMNRD - OCD DISTRICT I
1625 N. FRENCH DRIVE

HOBBS, NM 88240

PHONE: 393-6161 FAX: 393-0720

PATRICIAL.MARTINEZ@STATE.NM.US

Intra-office Memo.

To: File for NM-01-0003 (Sundance / Parabo Disposal facility)

From: Edward J. Hansen, EB, ODC

Date: March 25, 2009

Re.: Teleconference with Mark Lewis, BLM, Minerals Division

On March 25, 2009, Wayne Price and Edward J. Hansen of the Environmental Bureau, OCD, telephoned Mark Lewis of the BLM (Carlsbad Office) to discuss a complaint that Mark Lewis telephoned in to the OCD Hobbs District Office on behalf of certain "managers" of employees that have been working near the facility. [On March 10, 2009, Edward J. Hansen left a telephone message for Mark Lewis regarding the filed telephone complaint of March 2, 2009 (see attached). On March 25, 2009, Mark Lewis left a telephone message for Edward J. Hansen returning his call of March 10, 2009.]

During the teleconference Mark Lewis reported that he had observed disposal operations at Sundance (from the Wallach Concrete site, which is adjacent to Sundance) in which a tank truck operator did not use a lanyard while on top of a pond berm when disposing of liquids into the pond. In addition, Mark Lewis reported that possible refinery wastes from a tank truck had been disposed at the facility. He also reported odors (presumably, H₂S) at the Wallach Concrete site; however, he was not wearing his personal H₂S monitor as it was left in his truck while he was at the site.

Also, Mark Lewis reported that he had spoken to a manager "David" at the Wallach Concrete site. The manager had told Mark Lewis that he had sent employees home due to vomiting. In addition, Mark Lewis reported that he had spoken to a manager of a subcontractor for LES at the Wallach Concrete site. This manager had told Mark Lewis that he knew of an employee that had a bloody nose while at the Wallach site.

OCD will continue to investigate this complaint.

attachment



ENTS Notification Form

This form was created in Excel and can be downloaded for electronic data entry or printed out for use as a hard copy. The data recorded here can be easily transferred to the ENTS database

Notification ID # 4709

Notification Type: Please select or enter type: GW

Notification Date: 03/02/09 Notification Time: 1:50pm

Description:
(Be specific in the description of the event)

Caller concerned with waste being dumped into pits. Caller stated that he's heard O.C. (Conservation Department doesn't seem) concerned with this issue. Caller stated he has heard of individuals with headaches, nose bleeds, etc. Caller concerned whether dumping is being regulated or not. Company caller believes is involved is Sundance. Next door to Wallach Concrete. No barriers to protect individuals or wild game. May be exposing individuals to hydrogen sulfide gas.

Notification Priority: Please select or enter type:

EJ Issue:

Location:
(Be specific in the directions to the event location)

Township 21 S, Range 38 E, Section 29, Eunice NM
2300 ft N of Route 18 and NM 176 intersection.
Next door to Wallach Concrete in Eunice

Nearest City: Eunice County: Lea Dist/FOI: 14/Hobbs

Suspected Violator: Sundance

SV Address: _____

SV Phone: _____

Reporter Name: Mark Lewis (BLM Hydrogeologist)

Reporter Address: _____

Reporter Phone: (575) 234-2233 or (575) 200-7406

Reporter Email: _____

Additional Comments:
Information forwarded to GWQB, SWQB and OGD

You may report a concern or comment anonymously, but it may be more difficult to investigate the concern or comment thoroughly if the name and contact information isn't completed. One reason why including the name and contact information is important is because sometimes the information that is provided is not complete and we may need additional information. Another reason why including this information is important is because it allows us to follow up regarding the results of our investigation should it be requested. C-HO-09-021