

## Venegas, Victoria, EMNRD

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**From:** Venegas, Victoria, EMNRD  
**Sent:** Monday, March 2, 2020 3:47 PM  
**To:** 'shelby\_pennington@xtoenergy.com'; Littrell, Kyle; Hamlet, Robert, EMNRD; Bratcher, Mike, EMNRD; Eads, Cristina, EMNRD  
**Cc:** 'Mark@laenvironmental.com'; 'Mann, Ryan'  
**Subject:** NOY1819027249 NEW MEXICO S STATE #028 @ 30-025-25268  
**Attachments:** (C-141 Remediation Plan) Deferral Denied NOY1819027249 NEW MEXICO S STATE #028 @ 30-025-25268 1RP-5118.pdf

### **NOY1819027249 NEW MEXICO S STATE #028 @ 30-025-25268**

Ms. Pennington,

The OCD has denied the submitted Deferral request for incident # for **NOY1819027249 NEW MEXICO S STATE #028 @ 30-025-25268** the following reasons:

- TPH concentration at sample point DP-8.7 Bottom @ (2 ") is over the 100 mg/kg limit. The samples must be under the limit to verify the spill has been vertically delineated before we can approve a deferral.

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  
State of New Mexico  
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.