

## Venegas, Victoria, EMNRD

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**From:** Venegas, Victoria, EMNRD  
**Sent:** Tuesday, July 21, 2020 9:52 AM  
**To:** 'Davis, Amanda'; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD  
**Cc:** Mann, Ryan; 'Carrasco, Lupe'; Tom Bynum  
**Subject:** NAB1911934008 CACTUS STATE #009 @ 30-015-28496 2RP-5369  
**Attachments:** (C-141 Closure) NAB1911934008 CACTUS STATE #009 @ 30-015-28496 2RP-5369.pdf

### NAB1911934008 CACTUS STATE #009 @ 30-015-28496 2RP-5369

Ms. Davis,

The OCD has denied the submitted Closure Report C-141 for incident # NAB1911934008 CACTUS STATE #009 @ 30-015-28496 2RP-5369 for the following reasons:

- The report says: *On February 6, 2019, MMX collected confirmation samples of the walls and base of the excavation. Confirmation samples (S1-S7) were comprised of five-point composites.* It is not clear in Figure 3 - Site map and sample location what the floor samples are and what the side wall samples are.
- *Sample S4 exceeded Closure Criteria for TPH. MMX returned to site on May 31, 2019 to continue excavation to five (5) feet bgs.* Please provide photos of the open excavation @ sample point S4.
- The lat/long coordinates do not match the API# provided on Form C-141.

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.

Thank you,

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.