

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

SEP 01 2010

Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF)
VIOLATION AND ORDER ISSUED TO:)
)
Winter Ridge Energy, LLC)
555 17th Street, Suite 950)
Denver, Colorado 80202)
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DOCKET NUMBER 4726-10

NOTICE OF VIOLATION AND ORDER

NOTICE IS HEREBY GIVEN THAT:

1. Winter Ridge Energy, LLC. (Winter Ridge) operates an oil production unit located in the Waugh Dome Field in Hot Springs County, Wyoming which is permitted to discharge through the Wyoming Pollution Discharge Elimination System permit WY0026379.
2. Part I of the above referenced permit, under the Monitoring and Reporting Requirements requires effluent monitoring results obtained during the previous three month(s) shall be summarized and reported on a Discharge Monitoring Report (DMR). The DMRs are to be submitted to the Department of Environmental Quality (DEQ) and postmarked no later than the 28th day of the month following the completed reporting period, which for this permit is semi-annual. To date the DEQ/Water Quality Division (WQD) has not received the First Semester DMRs for 2010.
3. DEQ has issued 2 previous Letters of Violation (LOV) to Winter Ridge for late submittal of DMR's. This continued late submittal of DMR's to the DEQ is a violation of permit requirements.
4. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible;

ORDER

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL – STATE OF WYOMING

WHEREFORE IT IS HEREBY ORDERED THAT:

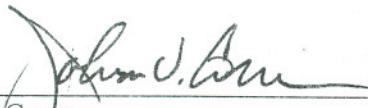
1. Winter Ridge shall immediately submit the complete and accurate delinquent report to the WQD. This information shall be received by the WQD no later than 20 days from the date of this NOV and Order. If you require a copy of your DMRs they can be found at the following website:
<http://deq/state/wy.us/PAPERDMR/>
2. Within thirty (30) days of receipt of this Order, Winter Ridge shall submit to the WQD a written description of actions taken to insure that future Discharge Monitoring Reports will be submitted on time.

This ORDER is final unless, no later than ten (10) days after the date this notice is received; it is appealed by filing a written request for a hearing before the Environmental Quality Council. If a hearing is

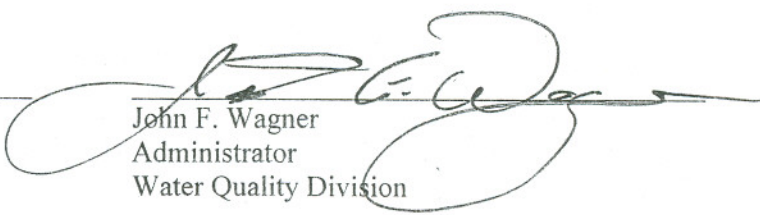
requested, the hearing petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714 Herschler Building, 1st Floor West, 122 West 25th St., Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of the Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th St., Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

NOTHING IN THIS NOTICE OF VIOLATION (NOV) AND ORDER shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV AND ORDER be interpreted as being a condition precedent to any other enforcement action.

Signed this 30 day of August, 2010.



John V. Corra
Director
Department of Environmental Quality



John F. Wagner
Administrator
Water Quality Division

PLEASE DIRECT ALL INQUIRIES TO: Kevin M. Wells, WYPDES Natural Resource Program Manager, Wyoming Department of Environmental Quality, Water Quality Division, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone 307-777-8669.

JVC/JFW/KMW/bb/rm/10-0739

- cc: David Gwisdalla, 8ENF-W-NP, EPA Region 8 (PDF)
Jim Eisenhauer, WYPDES Inspection Program Coordinator (PDF)
Bill DiRienzo ► Kevin M. Wells (PDF)
NOV Docket 4726-10
Environmental Quality Council
Director, DEQ
Keith Guille, DEQ Public Information Office (PDF)