

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 20-0309022

IN RE: P-5 ORGANIZATION REPORT OF MYERS, JAMES B.

FINAL ORDER

The Commission finds that after notice and an opportunity for hearing regarding the captioned matter, the Operator failed to request a hearing and pay the hearing fee as required by 16 TEX. ADMIN. CODE §3.15(g)(4) and TEX. NAT. RES. CODE §89.022(f). This matter having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. Myers, James B. [Operator #597665] (the "Operator"), is the record operator or one or more inactive wells in the State of Texas and is required to file Organization Report (Form P-5) with the Commission. Operator's most recent P-5 was due on or before August 1, 2016.
2. After filing its most recent Organization Report (Form P-5) with the Commission, the Operator was notified they were deficient and had failed to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 (Surface Equipment Removal Requirements and Inactive Wells) and provided with a written statement of the reasons for the determination and allowed ninety (90) days from the date its P-5 was due to comply with the requirements of 16 TEX. ADMIN. CODE § 3.15 and TEX. NAT. RES. CODE §§89.021 - 89.030.
3. After the expiration of ninety (90) days and pursuant to 16 TEX. ADMIN CODE §3.15(g)(4), an authorized Commission employee determined that the Operator's Organization Report still could not be renewed because the Operator continued to fail to comply with the requirements of 16 TEX. ADMIN. CODE §3.15 (Surface Equipment Removal Requirements and Inactive Wells).
4. The Commission sent the Operator a letter by certified mail giving notice to the Operator of the determination of continued non-compliance regarding specified inactive wells, attached as Exhibit A to this order, and advising the Operator of the right to request a hearing to show compliance. The letter notified the Operator that the hearing request must be received in docket services no later than 30 days after the date of the letter. The letter also notified the Operator that a final order denying renewal of the Operator's Organization Report (Form P-5) would result in the cancellation of all P-4 Certificates of Compliance and the severance of all pipeline or other carrier connections.

5. All notices and letters from the Commission to the Operator on this matter were addressed and mailed to the Operator's most recently reported address on the Form P-5 Organization Report.
6. The Operator did not timely request a hearing and pay the hearing fee on these issues as required under 16 TEX. ADMIN. CODE §3.15(g)(4) (Surface Equipment Removal Requirements and Inactive Wells).
7. Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) is a Commission rule that relates to safety or the prevention or control of pollution.

CONCLUSIONS OF LAW

1. The Operator received proper notice and an opportunity for hearing regarding compliance with 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.
2. All things necessary to the Commission attaining jurisdiction over the subject matter and the parties in this matter have been performed or have occurred.
3. The Operator is in violation of Commission Statewide Rule 15 and did not timely request a hearing to contest the determination that it was in violation.
4. The Operator's P-5 Organization Report should not be renewed and all of the Operator's P-4 Certificates of Compliance should be cancelled, with all related pipeline or other carrier connections severed. 16 Tex. Admin. Code §3.15 (g)(4) and Tex. Nat. Res. Code §§89.022(f), 91.704 - 91.706.
5. The Operator's P-5 Organization Report cannot be renewed until the operator brings the inactive wells shown on the attached Exhibit A into compliance with the requirements of 16 Tex. Admin. Code §3.15 and Tex. Nat. Res. Code §§89.021 - 89.030.

IT IS ORDERED that renewal of Myers, James B.'s P-5 Organization Report is hereby **DENIED**.

It is further ORDERED that all P-4 Certificates of Compliance issued to Myers, James B. as operator of record are hereby **CANCELLED** and all related pipeline or other carrier connections are hereby **SEVERED**.

It is further ORDERED that Myers, James B. shall bring the wells on Exhibit A into compliance with Statewide Rule 15 (16 TEX. ADMIN. CODE §3.15) and that the Operator's P-5 Organization Report shall not be renewed until the wells on Exhibit A have been brought into compliance as required by this order.

It is further ORDERED that Myers, James B. and each person who held a position of ownership or control in the Operator at the time the Operator's most-recent P-5 Organization Report was filed shall be subject to the terms of TEX. NAT. RES. CODE §91.114.

It is further ORDERED by the Commission that this order shall not be final and effective until 25 days after the Commission's Order is signed, unless the time for filing a motion for rehearing has been extended under Tex. Gov't Code §2001.142, by agreement under Tex. Gov't Code §2001.147, or by written Commission Order issued pursuant to Tex. Gov't Code §2001.146(e). If a timely motion for rehearing is filed by any party at interest, this order shall not become final and effective until such motion is overruled, or if such motion is granted, this order shall be subject to further action by the Commission. Pursuant to Tex. Gov't Code §2001.146(e), the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law is hereby extended until 90 days from the date the Commission Order is signed.

All requested Findings of Fact and Conclusions of Law which are not expressly adopted herein are **DENIED**. All pending motions and request for relief not previously granted or granted herein are **DENIED**.

RAILROAD COMMISSION OF TEXAS

(Signatures affixed by Rule 15 Inactive Well
Master Order dated February 13, 2018.)

API Number	District	ID Number	Lease Name	Well Number
009 03471 No approved W-3X on file	09	00382	CAMPBELL BANKING COMPANY	3
009 07950 No approved W-3X on file	09	00487	GOLDSMITH, N. D.	5
009 19325 No approved W-3X on file	09	00382	CAMPBELL BANKING COMPANY	4
009 19327 No approved W-3X on file	09	00383	ECHOLS -B-	1
009 19328 No approved W-3X on file	09	00383	ECHOLS -B-	2
009 19331 No approved W-3X on file	09	00383	ECHOLS -B-	6
009 19334 No approved W-3X on file	09	00383	ECHOLS -B-	9
009 31121 No approved W-3X on file	09	00683	GOLDSMITH, N. D.	23
009 31386 No approved W-3X on file	09	17676	SCRUGGS, LOIS	1
009 31673 No approved W-3X on file	09	17896	SCRUGGS, LOIS -B-	1
009 32334 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	29
009 32896 No approved W-3X on file	09	00683	GOLDSMITH, N. D.	24
009 32901 No approved W-3X on file	09	29132	HARGRAVES "F"	2
009 33538 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	11
009 33539 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	12
009 34558 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	13
009 35217 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	30
009 38819 No approved W-3X on file	09	31127	YORK, B. H. EST.	7
009 39756 No approved W-3X on file	09	26720	ROBY-CHEATHAM UNIT	1

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
009 40278 No approved W-3X on file	09	27145	SOVRAN BANK	2
009 40638 No approved W-3X on file	09	17541	YORK, B. H. ESTATE	12
009 40658 No approved W-3X on file	09	17541	YORK, B. H. ESTATE	13
009 41418 No approved W-3X on file	09	17541	YORK, B. H. ESTATE	14
009 41455 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	1A
009 41463 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	30439	YORK ESTATE	2
009 41877 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	17
009 42352 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	17541	YORK, B. H. ESTATE	15
009 42647 No approved W-3X on file	09	32764	TEXACO GOLDSMITH	2
009 42685 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	18
009 81490 No approved W-3X on file	09	00383	ECHOLS -B-	5
009 81697 No approved W-3X on file	09	00443	MCCLUER	12
009 82735 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	2
009 82738 No approved W-3X on file	09	00682	CAMPBELL BANKING CO.	7
009 82888 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	4
009 82889 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	5W
009 82892 No approved W-3X on file	09	00736	PORTWOOD -C- & -D-	12
023 80037 No approved W-3X on file	09	01365	PORTWOOD -D-	4

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
023 80038 No approved W-3X on file	09	01365	PORTWOOD -D-	5
023 80042 No approved W-3X on file	09	01365	PORTWOOD -D-	18
503 37795 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07237	DEITRICH -B-	35
503 80309 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	1WS
503 80310 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	2
503 80315 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	6
503 80324 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	18
503 80325 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	19
503 80326 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07110	CAMPBELL, R., ESTATE -E-	20
503 80690 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07237	DEITRICH -B-	6
503 80691 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file Must resolve Field Operations H-15 delinquency preventing 14B2 approval	09	07237	DEITRICH -B-	9
503 80695 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07237	DEITRICH -B-	16
503 80700 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07237	DEITRICH -B-	25
503 80703 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	07237	DEITRICH -B-	28

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
503 80704	09	07237	DEITRICH -B- Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	30
503 80857	09	07287	GASS, HARRIET M., EST. Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	19
503 80955	09	07313	DEITRICH No approved W-3X on file	2
503 81812	09	07110	CAMPBELL, R., ESTATE -E- Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	3
503 81821	09	07110	CAMPBELL, R., ESTATE -E- Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	16

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Exhibit A