

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL & GAS DOCKET NO. 20-0320076**

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**IN RE: P-5 ORGANIZATION REPORT OF ATTIS OPERATING INC.**

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**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. Attis Operating Inc. [Operator #036637] (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 December 1, 2018.
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 Attis Operating Inc.'s P-5 Organization Report is hereby **DENIED**.

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

**It is further ORDERED** that Attis Operating Inc. 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 Attis Operating Inc. 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 100 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 June 4, 2019.)

API Number	District	ID Number	Lease Name	Well Number
143 31172 No approved W-3X on file	09	235000	MCDANIEL RANCH UNIT	1 P
143 31216 No approved W-3X on file	09	238915	MCDANIEL RANCH REASONER UNIT 1A	1H
143 31257 No approved W-3X on file	7B	245120	MCDANIEL RANCH UNIT #2	2
363 00646 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	017931	MCDONALD, BEULAH, -B-	1
363 30321 No approved W-3X on file	7B	101005	REAGAN, M. L.	1
363 30402 No approved W-3X on file	7B	063762	BARTON R. M. -C-	1
363 30495 No approved W-3X on file	7B	061025	YOUNG	1
363 31847 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	096129	CALABRIA "A"	1
363 31988 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file Must resolve UIC H-5 Test issue preventing 14(B)(2) approval	7B	28941	YEATS	6
363 32452 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	134859	DUWE, DOUG	3
363 33421 No approved W-3X on file	7B	142116	BRAZOS-FISH	1
363 33553 No approved W-3X on file	7B	152855	TESCO	7
363 33924 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	128115	B.R.A.	6
363 34061 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	141039	M.E.C.	1
363 34436 No approved W-3X on file	7B	156022	MITCHELL	1
363 34507 No approved W-3X on file	7B	157298	PEARSON	1

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Exhibit A

API Number	District	ID Number	Lease Name	Well Number
363 34778 No approved W-3X on file	7B	213098	CUMMING-REAGAN "11"	1
363 34786 No approved W-3X on file	7B	171288	CUMMING-REAGAN "11"	2
363 34799 No approved W-3X on file	7B	172354	MITCHELL, MARTHA	1
363 34815 No approved W-3X on file	7B	175406	MITCHELL	4
363 35236 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	29576	FLINN	1
363 35492 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	216245	CM-S -A-	2
363 35493 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	222102	CM-S	1
363 35574 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	09	232879	BROWDER	1H
363 35587 No approved W-3X on file	7B	223835	CV-S	12
363 35647 No approved W-3X on file	7B	232479	CV-S	13
363 35709 No approved W-3X on file	09	248854	CRAWFORD	3
363 35755 No approved W-3X on file	09	248767	CRAWFORD	4H
363 35851 No approved W-3X on file	09	252621	CRAWFORD	5H

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**Exhibit A**