

**RAILROAD COMMISSION OF TEXAS  
HEARINGS DIVISION**

**OIL & GAS DOCKET NO. 20-0326066**

**IN RE: P-5 ORGANIZATION REPORT OF BORDEN, ROLAND INC.**

**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. Borden, Roland Inc. [Operator #082982] (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 October 1, 2019.
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 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 Borden, Roland Inc.'s P-5 Organization Report is hereby **DENIED**.

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

**It is further ORDERED** that Borden, Roland 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 Borden, Roland 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 April 21, 2020.)

API Number	District	ID Number	Lease Name	Well Number
059 35702	7B	24627	GIFFORD	1
No approved W-3X on file				
059 35743	7B	24627	GIFFORD	2
Production fluids must be purged (certify on Form W-3C)				
No approved W-3X on file				
253 33769	7B	25382	BUSKE	1
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
253 33819	7B	25382	BUSKE	2
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
253 33961	7B	26485	BUSKE-NORTH	1
No approved W-3X on file				
253 34059	7B	26927	BUSKE EAST	1
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
253 34061	7B	26485	BUSKE-NORTH	2
No approved W-3X on file				
253 34074	7B	26927	BUSKE EAST	2
No approved W-3X on file				
253 34113	7B	25382	BUSKE	3
No approved W-3X on file				
Must resolve Field Operations H-15 delinquency preventing 14B2 approval				
399 33136	7C	112117	HAYS	1
No approved W-3X on file				
399 33746	7C	12023	COLEMAN-LACEY UNIT	1
Production fluids must be purged (certify on Form W-3C)				
No approved W-3X on file				
417 31857	7B	13201	PLUMMER G. A.	2
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
417 34139	7B	18127	HANDRICK ESTATE	2
No approved W-3X on file				
417 34257	7B	18127	HANDRICK ESTATE	3
No approved W-3X on file				
417 34866	7B	18127	HANDRICK ESTATE	7
No approved W-3X on file				
417 34867	7B	18127	HANDRICK ESTATE	6
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				

Docket No. 20-0326066

Exhibit A

API Number	District	ID Number	Lease Name	Well Number
417 35324 No approved W-3X on file	7B	18127	HANDRICK ESTATE	9
417 37621 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	2
417 37622 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	1
417 37628 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	6
417 37642 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	8
417 37825 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	10
417 37875 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	12
417 37876 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	11
417 37937 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	26736	WILLIAMS	13
417 37951 No approved W-3X on file	7B	18127	HANDRICK ESTATE	14
417 37953 No approved W-3X on file	7B	18127	HANDRICK ESTATE	15
417 37954 No approved W-3X on file	7B	18127	HANDRICK ESTATE	16
417 37969 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	27864	WILLIAMS "B"	14
417 38023 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	27864	WILLIAMS "B"	15
417 38074 Electricity must be disconnected (certify on Form W-3C) No approved W-3X on file	7B	27864	WILLIAMS "B"	16

Docket No. 20-0326066

Exhibit A

API Number	District	ID Number	Lease Name	Well Number
417 38110	7B	27864	WILLIAMS "B"	17
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
417 38116	7B	18127	HANDRICK ESTATE	17
No approved W-3X on file				
417 38180	7B	27864	WILLIAMS "B"	18
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
417 80503	7B	26736	WILLIAMS	1A
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
417 80504	7B	26736	WILLIAMS	5A
Electricity must be disconnected (certify on Form W-3C)				
No approved W-3X on file				
417 80505	7B	26736	WILLIAMS	6A
No approved W-3X on file				
441 34265	7B	30468	HENSON	1
No approved W-3X on file				
441 34287	7B	30468	HENSON	B 1
No approved W-3X on file				

Docket No. 20-0326066

Exhibit A