

Adams Oil and Gas  
209 Bluebird Drive  
Washington, West Virginia 26181

### **Summary**

Adams Oil and Gas has failed to comply with Chief's Order 2011-50, a final nonappealable Chief's Order which required Adams Oil and Gas to properly plug and abandon the S. Austin ERP #1 Well. We would like the Attorney General's Office to pursue injunctive relief and civil penalties for Adams Oil's violation of R.C. 1509.12, Ohio Adm.Code 1501:9-5-10(J), and R.C. 1509.03(D).

### **Failure to Comply with Plug Order**

On December 21, 2011, the Division issued Chief's Order 2011-50 Adams Oil, requiring Adams Oil to properly plug and abandon the S. Austin ERP #1 Well. Adams Oil appealed this order to the Ohio Oil & Gas Commission on January 25, 2012. Adams Oil voluntarily dismissed its appeal. Adams Oil has not plugged the S Austin ERP #1 Well and the well has not been transferred to a different operator.

### **Penalty Calculation**

The Division would like the AG's Office to seek injunctive relief against Adams Oil. Specifically, the Division would like a court order enforcing Chief's Order 2011-50 and requiring Adams Oil to plug the S. Austin ERP #1 Well.

Additionally, under R.C. 1509.33(A), the civil penalty for violating R.C. 1509.12, Ohio Adm.Code 1501:9-5-10(J), and R.C. 1509.03(D) is "not more than four thousand dollars for each offense." Under R.C. 1509.33(I), each day of violation is a separate offense. Adams Oil's violations of R.C. 1509.12, Ohio Adm.Code 1501:9-5-10(J), and R.C. 1509.03(D) began on January 22, 2012 (the date on which they failed to comply with the 30 day plugging deadline in the Chief's Orders, unless the AG's Office's records reflect that the Commission granted a stay of the order. Then the date the violations began should be the date the Commission officially dismissed Adams Oil's appeal of Chief's Order 2011-50).