

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

HAYNESVILLE GATHERING LP

AI # 145385, 145387, 160721, 162081, 162082  
165046, 166903, 167362, 168908, 169101, 174699

PROCEEDINGS UNDER THE LOUISIANA  
ENVIRONMENTAL QUALITY ACT

\* Settlement Tracking No.  
\* SA-MM-22-0060  
\*  
\* Enforcement Tracking No.  
\* MM-PP-15-00487  
\*  
\*  
\* LA. R.S. 30:2001, ET SEQ.  
\*

SETTLEMENT

The following Settlement is hereby agreed to between Haynesville Gathering LP (“Respondent”) and the Department of Environmental Quality (“DEQ” or “the Department”), under authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001, et seq. (“the Act”).

I

Respondent is a partnership that owned and/or operated facilities located in Bienville Parish and Red River Parish, Louisiana (“the Facilities”).

II

On December 9, 2016, the Department issued to Respondent a Notice of Potential Penalty, Enforcement Tracking No. MM-PP-15-00487 (Exhibit 1).

III

Respondent denies it committed any violations or that it is liable for any fines, forfeitures and/or penalties.

IV

Nonetheless, Respondent, without making any admission of liability under state or federal

statute or regulation, agrees to pay, and the Department agrees to accept, a payment in the amount of NINE THOUSAND AND NO/100 DOLLARS (\$9,000.00), of which Seven Hundred Sixty-Eight and 56/100 Dollars (\$768.56) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement. The total amount of money expended by Respondent on cash payments to the Department as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30:2050.7(E)(1).

#### V

Respondent further agrees that the Department may consider the permit record(s), the Notice of Potential Penalty and this Settlement for the purpose of determining compliance history in connection with any future enforcement or permitting action by the Department against Respondent, and in any such action Respondent shall be estopped from objecting to the above-referenced documents being considered as proving the violations alleged herein for the sole purpose of determining Respondent's compliance history.

#### VI

This agreement shall be considered a final order of the Secretary for all purposes, including, but not limited to, enforcement under La. R.S. 30:2025(G)(2), and Respondent hereby waives any right to administrative or judicial review of the terms of this agreement, except such review as may be required for interpretation of this agreement in any action by the Department to enforce this agreement.

#### VII

This settlement is being made in the interest of settling the state's claims and avoiding for both parties the expense and effort involved in litigation or an adjudicatory hearing. In agreeing to the compromise and settlement, the Department considered the factors for issuing civil penalties set

forth in La. R. S. 30:2025(E) of the Act.

## VIII

As required by law, the Department has submitted this Settlement Agreement to the Louisiana Attorney General for approval or rejection. The Attorney General's concurrence is appended to this Settlement Agreement.

## IX

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in Bienville Parish and Red River Parish, Louisiana. The advertisement, in form and wording approved by the Department, announced the availability of this settlement for public view and comment and the opportunity for a public hearing. Respondent has submitted an original proof-of-publication affidavit and an original public notice to the Department and, as of the date this Settlement is executed on behalf of the Department, more than forty-five (45) days have elapsed since publication of the notice.

## X

Payment is to be made within ten (10) days from notice of the Secretary's signature. If payment is not received within that time, this Agreement is voidable at the option of the Department. Payments are to be made by check, payable to the Department of Environmental Quality, and mailed or delivered to the attention of Accountant Administrator, Financial Services Division, Department of Environmental Quality, Post Office Box 4303, Baton Rouge, Louisiana, 70821-4303. Each payment shall be accompanied by a completed Settlement Payment Form (Exhibit A).

## XI

In consideration of the above, any claims for penalties are hereby compromised and settled in accordance with the terms of this Settlement.

## XII

Each undersigned representative of the parties certifies that he or she is fully authorized to execute this Settlement Agreement on behalf of his or her respective party, and to legally bind such party to its terms and conditions.

**HAYNESVILLE GATHERING LP**

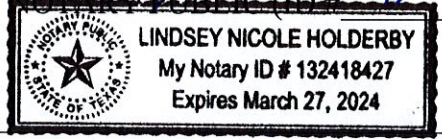
BY: [Signature]  
Haynesville Gathering GP LLC,  
Its General Partner  
(Signature)

Preston Phillips  
(Printed)

TITLE: Vice President

THUS DONE AND SIGNED in duplicate original before me this 10<sup>th</sup> day of November, 20 22, at Dallas, Texas.

[Signature]  
NOTARY PUBLIC (ID # \_\_\_\_\_)



(stamped or printed)

**LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY**  
Chuck Carr Brown, Ph.D., Secretary

BY: [Signature]  
Celena J. Cage, Assistant Secretary  
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 6<sup>th</sup> day of February, 20 23, at Baton Rouge, Louisiana.

[Signature]  
NOTARY PUBLIC (ID # 66881)

Jay L. Glorioso  
(stamped or printed)

Approved: [Signature]  
Celena J. Cage, Assistant Secretary

JOHN BEL EDWARDS  
GOVERNOR



CHUCK CARR BROWN, Ph.D.  
SECRETARY

**State of Louisiana**  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

December 9, 2016



CERTIFIED MAIL (7004 2510 0005 5753 7524)  
RETURN RECEIPT REQUESTED

**HAYNESVILLE GATHERING LP**  
c/o C T Corporation System  
Agent for Service of Process  
3867 Plaza Tower Drive  
Baton Rouge, Louisiana 70816

**RE: NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. MM-PP-15-00487  
AGENCY INTEREST NOS. 145385, 145387, 160721, 162081, 162082, 165046, 166903,  
167362, 168908, 169101, 174699**

Dear Sir:

On or about November 29, 2016, a file review of the following facilities, owned and/or operated by **HAYNESVILLE GATHERING LP (RESPONDENT)**, was performed to determine the degree of compliance with the Louisiana Environmental Quality Act (the Act) and the Air Quality Regulations:

AGENCY INTEREST NUMBER	FACILITY	LOCATION	PERMIT	ISSUE DATE
145385	Woodard Villa #1 Facility – Woodardville Field	off LA Highway 783 0.5 miles SW of Woodardville, LA Bienville Parish	0360-00627-03	March 18, 2015
145387	Woodardville Central Facility – Woodardville Field	off LA Highway 783 5 miles S of Ringgold, LA Bienville Parish	0360-00628-04	October 11, 2013
160721	Wimberly Station	off LA Highway 790 3.5 miles S of Ringgold, LA Bienville Parish	0360-00721-01	October 21, 2013
162081	Thomas 20-2	4.5 miles S of Ringgold, LA Bienville Parish	0360-01013-00	October 17, 2013
162082	Blackstone Compressor Station	5.4 miles S of Ringgold, LA Bienville Parish	0360-01012-00	October 28, 2013



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AGENCY INTEREST NUMBER	FACILITY	LOCATION	PERMIT	ISSUE DATE
165046	Baker Sales Point –Thorn Lake Field	PR 410 10 miles NW of Harmon, LA Red River Parish	2420-00180-02	October 28, 2013
166903	Woodardville Hall Summit Facility	1 mile SW of Woodardville, LA Bienville Parish	0360-00758-00	November 19, 2015
167362	Jimmy Woodard Production Facility	1 mile SE of Woodardville, LA Bienville Parish	0360-00761-00	November 2, 2009
168908	Statewide Hydrostatic Discharge Permit	Statewide	LAG679146	February 1, 2013
169101	Sample Dehydration Site – Thorn Lake Field	on LA Highway 1, 17.5 miles NW of Coushatta, LA Red River Parish	2420-00127-00	April 23, 2010
174699	Thorn Lake Central Facility	14 miles NW of Harmon, LA Red River Parish	2420-00175-00	March 11, 2015

While the investigation by the Louisiana Department of Environmental Quality (the Department) is not yet complete, the following violations were noted during the course of the file review:

- A. The Respondent became the owner of the aforementioned facilities on October 1, 2014. The Respondent submitted a Notification of Change Form (NOC-1) to the Department, postmarked on or about February 13, 2015. Each failure to submit a complete NOC-1 Form to the Department within forty-five (45) days after a change in ownership is a violation of LAC 33:III.517.G, LAC 33:I.1907.B, LAC 33. IX.501.A and La. R.S. 30:2057(A)(2).
- B. The Respondent operated the aforementioned facilities from October 1, 2014, through April 13, 2015, without authorization from the Department. The unauthorized operation of the facilities from the date of acquisition until the permit was transferred on April 13, 2015 is a violation of LAC 33:III.501.C.2 and La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

Prior to the issuance of any additional appropriate enforcement action, you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If

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Haynesville Gathering LP  
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you would like to have such a meeting, please contact Lauren Upton at (225) 219-3093 or via email at lauren.upton@la.gov within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance in order to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violations to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify this statement.

For each violation described herein, the Department reserves the right to seek civil penalties and the right to seek compliance with its rules and regulations in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties and compliance.

To reduce document handling, please refer to the Enforcement Tracking Number and Agency Interest Number on the front of this document on all correspondence in response to this action.

Sincerely,



Lourdes Iturralde  
Assistant Secretary  
Office of Environmental Compliance

LI/LAU/lau

Alt ID No. 0360-00627-02; 0360-00628-04; 0360-00721-01; 0360-01013-00; 0360-01012-00;  
2420-00180-02; 0360-00758-V0; 0360-00761-00; LAG679146; 2420-00127-00; 2420-00175-00

c: Haynesville Gathering LP  
1050 17<sup>th</sup> Street, Suite 800  
Denver, CO 80265