

## **Appendix 3**

Letters of Stakeholder Responses to Questionnaires

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April 15, 2008

David Neslin, Acting Director  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Re: COGCC Information Request

Dear Director Neslin:

Last week, the COGCC sent out an information request asking for data and interpretive responses regarding the cost of compliance with the proposed Draft Rules in fourteen areas, including analysis of their impacts on industry operations and suggested alternatives. I regret to inform you that the Colorado Oil & Gas Association (including a group of its member companies coordinating their rulemaking participation under the auspices of the association; together, "COGA"), will not be responding to this information request. Essentially, this request asks for exactly the sort of information that will inform, at least in part, COGA's prehearing statement. As such, it would be inappropriate and prejudicial to provide this information, in advance, to the COGCC and, thereby, to the other parties.

This is not to mention that the scope of the COGCC's inquiry exceeds the time and resources available to COGA, as we are stretched to the limit in preparing our own case. Please refer to COGA's Request for Party Status for additional discussion regarding our concerns about the scope of this rulemaking, the compressed schedule to prepare for it, the arbitrary page limits on the prehearing statements, and the inadequacy of the time allotted for hearing party testimony.

COGA also believes that it was inappropriate to send this information request to local governments, nongovernmental organizations, and other participants in the "technical work groups" that have no qualifications to provide this sort of data. Finally, this sort of analysis should have been conducted by the COGCC as part of the rule development, and should have informed their scope and complexity.

David Neslin, Acting Director  
April 15, 2008  
Page 2

Very truly yours,

A handwritten signature in cursive script, appearing to read "KWonstolen".

Ken Wonstolen

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ASSOCIATION

# Dugan & Associates, P.C.

A Professional Corporation  
Attorneys at Law

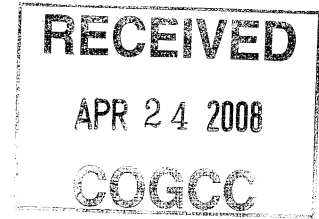
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Thomas P. Dugan

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April 22, 2008



Colorado Oil and Gas Conservation Commission  
Attn: David Neslin  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

**Re: COGCC Information Request, Dated April 11, 2008**

Dear Mr. Neslin:

I am writing on behalf of the Colorado Petroleum Association and its members ("CPA") in response to the COGCC information request asking for data and analysis with respect to the cost of compliance with the proposed regulations in fourteen subject areas, as well as consideration of their impacts on industry operations and suggested alternatives. It is not possible to respond to this information request within the time frame directed (April 25<sup>th</sup>). We are in the midst of preparing our presentation and filings for the hearing on the proposed regulations. The breadth of the proposed regulations requires an enormous amount of work in order to adequately prepare and, as I am sure you understand, that is our highest priority at this time. We will try to provide you some of this information as the proceedings progress. To assist us, it would be extremely helpful if you would send us the information and data that the COGCC no doubt has accumulated in these categories as part of its basis and justification for the proposed regulations. We may be able to comment upon or build upon the information that you have gathered.

CPA also believes that it was not proper to send this request to local governments, non-governmental organizations, and other participants in the "technical work groups" most of which have no expertise or knowledge upon which to competently provide this sort of data.

Yours truly,

**DUGAN & ASSOCIATES, P.C.**

A handwritten signature in black ink, appearing to read "TPDugan", written over a horizontal line.

Thomas P. Dugan  
(Direct Extension #116)  
(E-mail: [tpdugan@dugan-law.com](mailto:tpdugan@dugan-law.com))

TPD:le