

Theresa,

Whiting would like to take this opportunity to raise some concerns we have regarding the proposed changes to Regulation 3.

First, Whiting is concerned about the state wide removal of exemptions for APENs. The turn around time for permits is already long and we are concerned that with the increase in paperwork and workload, this will only further slow down permits. Also, the argument of removing these exemptions was due to data provided by the WRAP study. Whiting is not clear why data provided by the WRAP study would need to be tracked further if it is not permit applicable.

Second, the modeling and sensitivity analyses have not been performed yet. These rule changes are being proposed to address the non-attainment issue on the front range. Without modeling results, Whiting does not see the connection between the proposed state wide changes and helping the front range obtain an attainment status.

Whiting is concerned about the time and monetary burden of sampling produced water tanks to determine the percentage of oil. If liquid analyses need to be specific to each tank (or pad) the costs of performing the analyses will quickly rise to an impracticable level.

Whiting is also concerned about crossover regulations between the COGCC and CDPHE and receiving credit in the SIP for changes we are making due to the COGCC changes.

Please feel free to contact me if you would like to discuss these items further.

Thank you,  
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