



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

**SENT BY ELECTRONIC MAIL AND CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

January 14, 2025

Rebecca Moore  
Frontier Field Services LLC  
303 Veterans Airport Lane  
Suite 2000  
Midland, TX, 79705  
Sent by electronic mail to: remoore@kinetik.com

**Notice of Violation for Frontier Field Services, LLC, AQB Case No. FRO-39270-2401**

Dear Rebecca Moore,

The New Mexico Environment Department (“NMED”) has identified Frontier Field Services, LLC (“Frontier”) as having violated state and federal regulations for air quality. This Notice of Violation (NOV) is regarding the North Pen Compressor Station (“Facility”) owned by Frontier. This facility is located 9.2 mi SSW of Artesia New Mexico, 88210 (Lat. 32.71564, Long. -104.45031), and is assigned an AI# of 39270 and an AIRS# of 35-015-2245.

Pursuant to the NMED Delegation Order dated November 26, 2024, the Cabinet Secretary (“Secretary”) has delegated to the Air Quality Bureau (“AQB”) Chief the authority to seek administrative enforcement for alleged violations of the United States Clean Air Act (“CAA”), the New Mexico Air Quality Control Act (“AQCA”), federal and state regulations, and the air quality permits issued thereunder. The AQB is the Bureau within the NMED responsible for identifying air quality violations.

This NOV is issued pursuant to NMSA 1978, Section 74-2-5.1(A), which states that NMED’s “investigations shall be reduced to writing if any enforcement action is contemplated, and a copy shall be furnished to the owner or occupants of the premises before the action is filed.”

**Alleged Violations**

The evidence to support this NOV was collected from a review of Excess Emissions Reports (EERs) submitted by Frontier to NMED’s Air Quality Bureau Compliance Reporting application (AQBCR). The review found evidence of the following violation.

- 1. Failure to meet permitted allowable emission limits for regulated pollutants, pursuant to General Construction Permit for Oil & Gas #8578-M3-R1 part A106 and A107.** Between June 13, 2023, and May 10, 2024, Frontier submitted twelve (12) EERs for events at the facility. The events emitted the following excess emissions.

Pollutant	CO	NOx	SO2	VOC	H2S
Excess (lbs.)	34893.71	14034.30	245641.36	20629.22	2667.33

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Additional details of these events can be found in Attachment A.

Please note that the Facility will appear on NMED's Enforcement Watch as a result of this NOV (see: <https://www.env.nm.gov/enforcement-watch/>). Further, NMED may issue a press release to local media highlighting your facility as appearing on this webpage. Your facility will remain on the Enforcement Watch website as an active matter until this matter is fully resolved, including the payment of the assessed civil penalty.

You may obtain a copy of the AQB's Civil Penalty Policy located on the Compliance and Enforcement website at: <https://www.env.nm.gov/air-quality/compliance-and-enforcement/>.

### **Requested Information**

In the response to this NOV please provide this information for the violation:

1. An explanation of excess emission events lasting more than ten (10) days. These events are highlighted in red in attachment A.
2. Documentation of steps taken or to be taken to prevent the recurrence of excess emissions.

With the documentation, please include specific, measurable, and time-bound changes made or to be made addressing any problems causing the violations. Attachment B has been included at the end of the NOV and can be used as a checklist for organizing the response.

Use these instructions to submit the response:

1. All correspondence pertaining to this NOV must be submitted under cover of a properly completed Reporting Submittal Form, emailed to the Enforcement Specialist (contact information below). A copy of the form can be found online at: <https://www.env.nm.gov/air-quality/compliance-and-enforcement/>
2. Submit requested information no later than thirty (30) days after the date of this NOV.
3. Any documents claimed as Confidential Business Information (CBI) pursuant to 20.2.1.115 NMAC must be submitted in separate electronic files from non-CBI documents and identified as CBI.
4. If files cannot be submitted by electronic mail, contact the Enforcement Specialist to request a link to a file transfer platform, or submit records on a thumb drive mailed to the Air Quality Bureau, 525 Camino de los Marquez, Suite 1, Santa Fe, NM 87505 to the attention of Kane Currans.
5. Please include any facts, information, or documentation to refute the alleged violations, with the requested information.

After receiving the response to this NOV, NMED may send a settlement offer or compliance order outlining the penalties and corrective actions associated with each of the violations. As NMED's review of the alleged violations is ongoing, NMED reserves the right to assert additional violations at the Facility if new information becomes available.

If you have questions or believe any statement in this notice is erroneous, please contact Kane Currans, Enforcement Supervisor, at (505) 629-8807 or [kane.currans@env.nm.gov](mailto:kane.currans@env.nm.gov) or Brian Polgar, Acting

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Section Chief, at (505) 629-3466 or [brian.polgar@env.nm.gov](mailto:brian.polgar@env.nm.gov). If you are represented by counsel, please contact Chris Vigil, Assistant General Counsel, at (505) 469-4696 or [christopherj.vigil@env.nm.gov](mailto:christopherj.vigil@env.nm.gov).

Thank you for your prompt attention to this matter.

Sincerely,

DocuSigned by:  
  
8C5B75B327A8482...  
Cindy Hollenberg  
Bureau Chief  
Air Quality Bureau

cc: Chris Vigil, Assistant OGC  
Brian Polgar, Acting Compliance and Enforcement Section Chief, AQB  
Kane Currans, Enforcement Specialist AQB

Attachments

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Attachment A

Excess Emissions List for North Pen Compressor Station

Activity No	Failure Pt No	Failure Pt Description	Release Pt No.	Release Pt Description	Event Start Date	Event Start Time	Event End Date	Event End Time	Duration
039270-01032024-02	ENG-7	Caterpillar G3516 B	Malfunction	Malfunction	1/1/2024	1:00:00	1/31/2024	1:00:00	720:00:00
039270-01042024-01	ENG-2	Caterpillar G3516 TALE	SSM-Flare	Startup, Shutdown, Maintenance-Flare	1/3/2024	8:00:00	1/31/2024	23:00:00	687:00:00
039270-02022024-01	ENG-3	Caterpillar G3520 ULB	Malfunction	Malfunction	2/1/2024	0:00:00	2/24/2024	10:00:00	562:00:00
039270-02122024-01	ENG-1	Caterpillar G3516 TALE	SSM-Flare	Startup, Shutdown, Maintenance-Flare	2/8/2024	7:00:00	2/29/2024	6:00:00	503:00:00
039270-03062024-01	SSM	SSM Emissions	SSM-Flare	Startup, Shutdown, Maintenance-Flare	3/6/2024	3:00:00	3/30/2024	8:00:00	581:00:00
039270-04022024-01	ENG-5	Caterpillar G3520 ULB	SSM-Flare	Startup, Shutdown, Maintenance-Flare	4/1/2024	15:00:00	4/26/2024	7:00:00	592:00:00
039270-04152024-01	ENG-1	Caterpillar G3516J	Malfunction	Malfunction	4/14/2024	7:00:00	4/14/2024	16:00:00	9:00:00
039270-06012023-01	ENG-1	Caterpillar G3516J	Malfunction	Malfunction	5/25/2023	0:00:00	6/3/2023	21:00:00	237:00:00
039270-11022023-01	SSM	SSM Emissions	SSM-Flare	Startup, Shutdown, Maintenance-Flare	11/1/2023	1:00:00	11/30/2023	23:00:00	718:00:00
039270-11062023-01	ENG-1	Caterpillar G3516J	Malfunction	Malfunction	11/4/2023	4:00:00	11/26/2023	2:00:00	526:00:00
039270-12042023-01	ENG-4	Caterpillar G3520 ULB	SSM-Flare	Startup, Shutdown, Maintenance-Flare	12/1/2023	0:00:00	12/31/2023	23:00:00	743:00:00
039270-12072023-01	ENG-4	Caterpillar G3520 ULB	Malfunction	Malfunction	12/5/2023	9:00:00	12/24/2023	0:00:00	447:00:00

Event Type	ADD Claim?	Initial Due Date	Initial Submittal Date	Initial Days Late	Final Due Date	Final Submittal Date / VDD	Final Days Late	ADD Due Date	ADD Submittal Date	ADD Days Late
Malfunction	No	1/4/2024	1/3/2024	-1	2/14/2024	2/1/2024	-13			0
Shutdown	No	1/5/2024	1/4/2024	-1	2/14/2024	2/1/2024	-13			0
Malfunction	No	2/5/2024	2/2/2024	-3	3/8/2024	3/1/2024	-7			0
Shutdown	No	2/13/2024	2/12/2024	-1	3/14/2024	3/1/2024	-13			0
Shutdown	No	3/7/2024	3/6/2024	-1	4/12/2024	4/1/2024	-11			0
Shutdown	No	4/4/2024	4/2/2024	-2	5/10/2024	5/2/2024	-8			0
Malfunction	No	4/16/2024	4/15/2024	-1	4/29/2024	4/24/2024	-5			0
Malfunction	No	6/2/2023	6/1/2023	-1	6/16/2023	6/13/2023	-3			0
Shutdown	No	11/3/2023	11/2/2023	-1	12/14/2023	12/1/2023	-13			0
Malfunction	No	11/7/2023	11/6/2023	-1	12/8/2023	12/1/2023	-7			0
Shutdown	No	12/5/2023	12/4/2023	-1	1/12/2024	1/3/2024	-9			0
Malfunction	No	12/7/2023	12/7/2023	0	1/8/2024	1/3/2024	-5			0

EE CO (lb)	EE NOx (lb)	EE PM (lb)	EE PM10 (lb)	EE PM25 (lb)	EE SO2 (lb)	EE VOC (lb)	EE OP (%)	EE VE	EE H2S (lb)	
970	239.46				4954.78	594.59			53.76	
6582	1624.66				33616.46				364.71	
1309.48	323.21				6687.71	802.55			75.56	
3433.11	847.37				17533.4	2104.07			190.22	
549.29	135.58				2805.28	336.64			30.43	
89.26	22				455.87	54.71			4.95	
625.18	154.31				3192.86	383.16			34.64	
8140.64	4077.71				67302	6239.5			730.18	
4409	2209				36454	3380			395	
1247	625				10312	956			111.88	
1284	643				10616	984			115	
6254.75	3133				51711	4794			561	
34893.71	14034.30	0.00	0.00	0.00	245641.36	20629.22	0.00	0.00	2667.33	Total Lbs.
17.45	7.02	0.00	0.00	0.00	122.82	10.31			1.33	Total Tons

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Attachment B

This form must be completed and signed by the facility’s Responsible Official or other designee and returned no later than thirty (30) days after the date of this Notice of Violation. Documentation for additional information (in addition to this form) must be submitted electronically to Enforcement Specialist [kane.currans@env.nm.gov](mailto:kane.currans@env.nm.gov) or Acting Compliance and Enforcement Section Chief Brian Polgar at [brian.polgar@env.nm.gov](mailto:brian.polgar@env.nm.gov).

All submittals must be submitted using the Reporting Submittal Form. The Reporting Submittal Form and instructions can be located at: <https://www.env.nm.gov/air-quality/compliance-and-enforcement/>.

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*I hereby verify that Frontier Field Services, LLC has initiated the required additional information response outlined in this Notice of Violation. The following information has been submitted or will be submitted by the dates indicated below for each violation. All required documentation will be submitted electronically no later than thirty (30) days after the date of this Notice of Violation.*

Date NOV received: \_\_\_\_\_

*Alleged Violation 1*

\_\_\_\_\_ *An explanation for why an excess emissions event lasted for ten (10) days or more, for each event with a duration of ten (10) or more days. The events with reported durations of 10 days or more have been highlighted in red in Attachment A.*

\_\_\_\_\_ *Documentation of steps taken (or to be taken) to prevent recurrence of this violation (include date if not yet completed)*

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Date**

Printed Name:

Title: