

BEFORE THE BOARD OF OIL AND GAS CONSERVATION  
OF THE STATE OF MONTANA

IN THE MATTER OF D90 ENERGY, LLC FOR FAILURE TO  
PAY THE ANNUAL INJECTION FEE FOR ITS 13 WELLS IN  
SHERIDAN COUNTY, MONTANA, IN ACCORDANCE  
WITH ARM 36.22.1423.

ADMINISTRATIVE ORDER 2-A-2025

D90 Energy, LLC (D90) is the operator of 13 injection wells in Sheridan County, Montana. In accordance with ARM 36.22.1423, a \$200 annual injection fee is due for each permitted injection well.

At the April 9, 2025, business meeting, staff reported that D90 has not paid the annual injection fee that was due on January 31, 2025. Staff made several attempts to contact the operator. At this meeting, the Board assessed D90 a \$100 per well late fee for failure to submit its injection well payment prior to the deadline.

IT IS THEREFORE ORDERED by the Board that D90 is assessed a \$1,300 late fee for failure to pay the annual injection well fee by January 31, 2025. The total due in injection well fees and penalties is now \$3,900.

IT IS FURTHER ORDERED by the Board that D90 must appear and show cause, if any it has, why additional penalties should not be imposed for failure to pay the annual injection fee for its permitted injection wells and the late fee assessed for nonpayment. Board staff has authority to dismiss the docket if D90 achieves compliance prior to the June 12, 2025, public hearing.

Dated this 9<sup>th</sup> day of April, 2025

Montana Board of Oil and Gas Conservation

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Benjamin Jones, Administrator