



# Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

*Richard J. Simmers, Chief*  
Division of Oil and Gas Resources Management  
2045 Morse Road – Bldg. F-2  
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## **ORDER BY THE CHIEF**

March 6, 2014

**ORDER NO. 2014-53**

**TO: NuGlobal Water Solutions, LLC**  
**3699 FM 2657**  
**Kempner, Texas 76522**

**RE: NuGlobal Water Treatment Facility**

**SUBJECT: Temporary Authorization to Operate Facility Pursuant to R.C. 1509.22**

Pursuant to Ohio Revised Code Section 1509.22, the Chief of the Division of Oil and Gas Resources Management (“Chief” or “Division”) issues the following Order:

### **BACKGROUND:**

- (1) NuGlobal Water Solutions, LLC (“NuGlobal”) proposes to operate the NuGlobal Water Treatment Facility located at 44995 Dickerson Church Road, Cadis, Ohio (“NuGlobal Water Treatment Facility”). The NuGlobal Water Treatment Facility will receive brine and production water from oil and gas production operations and treat the water for reuse at oil and gas well sites.
- (2) Division (B)(2)(a) of R.C. 1509.22 states, in pertinent part, that “On and after January 1, 2014, no person shall store, recycle, treat, process, or dispose of in this state brine or other waste substances associated with the exploration, development, well stimulation, production operations, or plugging of oil and gas resources without an order or a permit issued under this section or section 1509.06 or 1509.21 of the Revised Code or rules adopted under any of those sections.”
- (3) On January 28, 2014, the Division received an application from NuGlobal requesting to operate the NuGlobal Water Treatment Facility. In its application, NuGlobal supplied the Division with information and details regarding its operations.

### **ORDER:**

**IT IS HEREBY ORDERED:**

NuGlobal has temporary approval to operate the NuGlobal Water Treatment Facility in the State of Ohio, subject to the following conditions:

- (1) NuGlobal shall conduct all operations in compliance with R.C. Chapter 1509 and Ohio Adm.Code 1501:9.
- (2) Brine shall not be disposed of in a manner not specified in R.C. 1509.22(C)(1)(a) through R.C. 1509.22(C)(1)(c). Disposal of brine pursuant to R.C. 1509.22(C)(1)(d) requires separate written approval by the Chief.
- (3) This Chief's Order shall terminate upon any of the following, whichever occurs first:
  - a) The Division issues a permit to NuGlobal for the NuGlobal Water Treatment Facility pursuant to rules promulgated under to R.C. 1509.22(C);
  - b) The Division denies a permit to NuGlobal for the NuGlobal Water Treatment Facility pursuant to rules promulgated under R.C. 1509.22(C); or
  - c) Six months after the effective date of rules adopted under R.C. 1509.22(C).

3/5/14  
Date

Richard J. Simmers  
Richard J. Simmers, Chief  
Division of Oil and Gas Resources Management

Addressee is hereby notified that this action is final and effective and may be appealed pursuant to Section 1509.36 of the Ohio Revised Code. If the Order is appealed to the Ohio Oil and Gas Commission, the appeal must be in writing and must set forth the Orders complained of and the grounds upon which the appeal is based. Such appeal must be filed with the Oil and Gas Commission, 2045 Morse Road, Building H-3, Columbus, Ohio 43229-6693, within thirty (30) days after receipt of this Order.

In addition, within three (3) days after the appeal is filed with the Oil and Gas Commission, notice of the filing must be submitted to Richard J. Simmers, Chief, Division of Oil and Gas Resources Management, Ohio Department of Natural Resources, 2045 Morse Road, Building F, Columbus, Ohio 43229-6693.

CERTIFIED MAIL No: 91 7199 9991 7030 3133 1425

cc: Eric Vendel, Legal Counsel, DOGRM  
Rocky King, Region Supervisor  
Steve Opritza, Permitting Manager  
Erica Freeman, Surety Section  
Engineering Section  
Mark Moreland, Harrison County Oil and Gas Inspector