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8 **STATE OF CALIFORNIA**
9 **NATURAL RESOURCES AGENCY**
10 **DEPARTMENT OF CONSERVATION**
11 **GEOLOGIC ENERGY MANAGEMENT DIVISION**
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14 **ORDER TO PAY A CIVIL PENALTY AND PERFORM REMEDIAL WORK**
15 **NO. 1628**
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18 **Operator: Dole Enterprises, Inc. (D2850)**

19 **Field Name(s): Rosedale**

20 **County: Kern**
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I. Introduction

The State Oil and Gas Supervisor (**Supervisor**), acting through the Geologic Energy Management Division (**CalGEM**), and under the authority of Division 3 of the Public Resources Code (**PRC**; commencing with PRC section 3000) and title 14 of the California Code of Regulations (**Regulations**), may impose a civil penalty on a person who violates any statutory provision of the PRC, or any regulation that implements those statutory provisions. (PRC, § 3236.5.)

Based on CalGEM's records, Dole Enterprises, Inc. (**Operator**) is the "operator" (as defined in PRC, § 3009) and is responsible for the two production facilities identified on **Attachment A**, incorporated herein (the **Facilities**). As described in more detail below, Operator has not maintained compliance with applicable requirements for operation of the Facilities. Operator's failure to comply with the Regulations poses a potential threat to life, health, property, and natural resources, and constitutes violations requiring remedial work and for which the Supervisor has determined imposition of a civil penalty is appropriate. Therefore, pursuant to PRC sections 3013, 3106, 3224, 3225, 3226, 3236.5, and 3270 and Regulations section 1777, the Supervisor is ordering Operator to (1) pay an administrative civil penalty for the violations and (2) perform remedial work to bring the Facilities into compliance.

Attachment B, incorporated herein, contains a list of definitions and authorities that are applicable to this Order.

II. Alleged Acts and Omissions

Based on CalGEM's records, at all times relevant to this Order, Operator was the operator, as defined in PRC section 3009, of the Facilities. On or about August 21, 2025, CalGEM conducted an inspection in the Rosedale Field where violations at the Facilities were observed and documented. (**Attachment C**, incorporated herein.)

CalGEM records reflect Operator has not maintained compliance with applicable requirements for operation of the Facilities. Operator's lack of adherence to the Regulations poses a potential threat to life, health, property, and natural resources. The violations at issue are identified below.

A. Failure to maintain tank in good condition and in a manner to prevent leakage or corrosion (Regulations, § 1777, subd. (a).)

Operators are required to maintain production facilities in good condition and in a manner to prevent leakage or corrosion, to safeguard life, health, property, and natural resources, and to conduct operations in accordance with good oilfield practices.

(Regulations, § 1777, subd. (a).) During the inspection, CalGEM observed both of the Facilities leaking in violation of Regulations section 1777, subdivision (a).

To date, CalGEM does not have any records from Operator demonstrating that the violations were corrected.

III. Civil Penalty

Based on the foregoing Alleged Acts and Omissions and pursuant to PRC section 3236.5, by this Order the Supervisor imposes on Operator an administrative civil penalty totaling one thousand five hundred dollars (\$1,500.00) for the two violations.

Violation Description	Number of Violations	Associated Civil Penalty per Violation	Civil Penalty Totals
Failure to Maintain Tank in Good Condition and in a Manner to Prevent Leakage or Corrosion; Leaking Tanks (Regulations, § 1777, subd. (a).) Facility ID: 90295056	2	\$750.00	\$1,500.00
		Total Civil Penalty:	\$1,500.00

For purposes of this Order, the Supervisor considered relevant circumstances when establishing the amount of the administrative civil penalty, including: characterizing the violations as "minor" (as defined in PRC section 3236.5, subdivision (b)), evaluating the eight factors identified in PRC section 3236.5, subdivision (a), and the inspector's observation that the Facilities failed a subsequent reinspection.

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1 **IV. Operator's Required Actions**

2 For the reasons stated herein, pursuant to PRC sections 3013, 3106, 3224, 3225, 3226, and
3 3236.5, and Regulations section 1777, **IT IS HEREBY ORDERED** that within 30 days, Operator:

4 1) **Pay an administrative civil penalty of one thousand five hundred dollars**
5 **(\$1,500.00);** and

6 2) **Perform remediation work at the Facilities to stop all leaks**, in accordance with
7 PRC section 3224 and Regulations sections 1773.3, 1773.4, and 1777.

8 a. **Replace or repair the Facilities to a proper operating condition that is free**
9 **of leaks, corrosion, and shell distortions**, in accordance with Regulations
10 section 1773.3.

11 b. **Following repair work on the Facilities, perform tank wall and tank bottom**
12 **thickness testing on each of the Facilities to verify tank integrity**, in
13 accordance with Regulations section 1773.4. Provide CalGEM with timely
14 notice of tank testing and submit tank testing results to CalGEM following
15 each test.

16 Upon completion of the required remedial work, please contact CalGEM's Central
17 District via email at calgemcentralenvironmental@conservation.ca.gov.

18 To remit payment of the civil penalty online, please visit
19 <https://www.govone.com/PAYCAL/Home/SelectAgency> and select "California Department
20 of Conservation Geologic Energy Management Division," then follow the instructions on the
21 screen. When filling out the "order number" field, please type the order number followed by
22 the letter "O."

23 To remit payment of the civil penalty by mail, please send a check payable to
24 "Department of Conservation" to the following address:

25 Department of Conservation
26 CalGEM, Attn: Operational Management Unit
27 715 P Street, MS 1803
28 Sacramento, California 95814

1 Please include the Operator name, Order number, and phrase "Oil and Gas
2 Environmental Remediation Account" on the check itself.

3 **V. Operator's Appeal Rights**

4 Operator may appeal this Order by filing a timely written notice of appeal with the
5 Director as described in Article 6 (Appeals and Review) of Division 3 of the PRC, commencing
6 with PRC section 3350. (PRC, § 3225, subd. (d).) If this Order is mailed to you, the Director must
7 receive the appeal within fifteen (15) days from the date the Supervisor mails the Order. To file
8 an appeal, a written notice of appeal may be sent via U.S. mail to:

9 Department of Conservation
10 Director's Office of Appeals
11 715 P Street, MS 19-06 (Legal Office, Chief Counsel)
12 Sacramento, California 95814

13 Or via electronic mail to:

14 OfficeofAppeals@conservation.ca.gov

15 If Operator files a timely written notice of appeal, Operator will be informed of the
16 appeal hearing date, time, and place. Following the hearing, Operator will receive a written
17 decision that affirms, sets aside, or modifies the appealed order.

18 If Operator does not file a timely written notice of appeal, or if the Order is affirmed
19 following an appeal, this Order will become a final order and CalGEM may contract for
20 performance of the work, pursuant to PRC section 3226, if, within 30 days of this Order,
21 Operator has not, in good faith, commenced the work ordered. Any costs incurred by
22 CalGEM to obtain compliance with this Order (which may include penalties and interest) will
23 constitute a lien against Operator's real or personal property per PRC section 3423. (PRC, §
24 3356.)

25 **VI. Other Potential Actions to Enforce This Order**

26 Failure to comply with Section III (Operator's Required Actions) of this Order could
27 subject Operator to further enforcement action. PRC section 3236 makes it a misdemeanor for
28 any person who violates, fails, neglects, or refuses to comply with any of the provisions of the

1 oil and gas conservation laws commencing at PRC section 3000. PRC sections 3236.2 and
2 3236.3 authorize the Supervisor to seek for civil penalties and injunctive relief for failure to
3 comply with an order or for violations of any provision in Chapter 1 of Division 3 of the PRC or
4 any regulation that implements those statutes. PRC section 3236.5 authorizes the Supervisor to
5 impose a civil penalty on a person who violates any provision in Chapter 1 of Division 3 of the
6 PRC or any regulation that implements those statutes, and the Supervisor may in the future
7 impose further civil penalties based on the facts and omissions underlying this order. PRC
8 section 3237 authorizes the Supervisor to order the plugging and abandonment of a well or
9 the decommissioning of a production facility if an operator has failed to comply with an order
10 of the Supervisor within the time provided by the order or has failed to challenge the order on
11 a timely basis. PRC section 3359 makes it a misdemeanor to fail or neglect to comply with an
12 order of the Supervisor. Each day's further failure, refusal, or neglect is a separate and distinct
13 offense. (PRC, § 3359.) By issuance of this Order, the Supervisor does not waive the right to take
14 further enforcement actions.

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18 DATED: 5/11/2026

Doug Ito

Doug Ito
State Oil and Gas Supervisor