

ADDENDUM IV

CC FORBES INTERVIEW

DANIEL LUZIER

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF ENVIRONMENTAL PROTECTION

* * * * *

IN THE MATTER OF:	* VIOLATIONS OF THE OIL
C.C. FORBES, LLC.,	* AND GAS ACT, CLEAN
LAWRENCE TOWNSHIP,	* STREAMS LAW, AIR
CLEARFIELD COUNTY	* POLLUTION CONTROL ACT,
	* AND SOLID WASTE
	* MANAGEMENT ACT

* * * * *

STATEMENT UNDER OATH

OF

DANIEL LUZIER

taken pursuant to Notice by Jackie L. Hazlett, a Court Reporter and Notary Public in and for the Commonwealth of Pennsylvania, at the offices of DEP, 186 Enterprise Drive, Philipsburg, Pennsylvania, on Saturday, June 12, 2010, beginning at 11:18 a.m.

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A P P E A R A N C E S

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CONSULTANT FOR DEP

1 A P P E A R A N C E S (cont.)

2

3 BRUCE JANKURA

4 Oil and Gas Inspector

5 DEP

6 186 Enterprise Drive

7 Philipsburg, PA 16866

8

9 Also present:

10 GIANCARLO NISIMBLAT, ESQUIRE

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I N D E X

WITNESS: DAN LUZIER

EXAMINATION

By Mr. Jankura

7 - 31

EXAMINATION

By Mr. Vittitow

31 - 32

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EXHIBIT PAGE

PAGE

NUMBER

DESCRIPTION

IDENTIFIED

NONE OFFERED

P R O C E E D I N G S

DANIEL LUZIER, HAVING FIRST BEEN DULY SWORN, TESTIFIED
AS FOLLOWS:

MR. VITTITOW:

Thanks for being here, Dan. As you know,
we are here pursuant to the Order that the Department
issued on June 9th. And we just want to figure out
what occurred at the site. You might be as
uncomfortable here today as I would be if I were on
your drill site if you asked me to dig something. Our
point here is to not make you uncomfortable. We just
want to figure out what happened. So with that,
Inspector Jankura?

MR. JANKURA:

Hi, I am Inspector Jankura. I am just
going to ask you questions. Don't read into anything
that I ask you. Sometimes I want to get something on
the record just for --- it needs to be there. All I
ask is --- I have a tendency to ramble as I am doing
right now. I am going to ask you tell us exactly what
happened from your viewpoint. Some of the stuff
happened before the incident and you were involved
afterwards. So we're going to kind of start with the

1 first.

2 EXAMINATION

3 BY MR. JANKURA:

4 Q. The first day that you were on the rig is what
5 day?

6 A. June 2nd.

7 Q. June 2nd. And you started your hitch at what
8 time?

9 A. 5:00.

10 Q. 5:00 in the morning. Okay. After you got the rig
11 raised and everything, what was the next step that you
12 did?

13 A. After ---?

14 Q. After you get the rig on location and derrick up,
15 everything's rigged up --- I mean the derrick's up,
16 what did you do. Did you install BOPs next?

17 A. Yes.

18 Q. Okay. What pieces did you put on a ---? There
19 was a weld head. There was a 10,000 --- 7/16 10,000
20 pound frac valve.

21 A. Uh-huh (yes).

22 Q. And what did you rig on top of that?

23 A. We didn't have the right spool. We had to wait on
24 it for a little while. And once they got it set up on
25 location, then we put the spool on and the BOP on.

1 Q. The spool is a 7/16 10,000 by 7/16 5,000 crossover
2 spool; is that correct?

3 A. Yeah.

4 Q. Did this spool have any outlets?

5 A. No.

6 Q. Okay. So there were no outlets coming out off of
7 that spool?

8 A. Not off of that spool. No.

9 Q. And what was on top of that spool?

10 A. My BOP.

11 Q. And your BOP consisted of --- just the BOP, the
12 two rams?

13 A. Yes.

14 Q. Was there a mud cross involved in that in the rig
15 up where you got two valves come off of it?

16 A. That is what we place the spool on top of.

17 Q. So it was a frac valve?

18 A. Mud cross.

19 Q. The mud cross was two outlets. You put your
20 crossover spools at 10,000 and 5,000, your 5,000-pound
21 rams and then what?

22 A. Strip head.

23 Q. Strip head. Okay. Explain to me how you tested
24 the spool. What was your procedure for testing BOPS?
25 How did you test BOPS?

1 A. Just whatever pressure was on the well,
2 whatever ---.

3 Q. I need to know the details about how you
4 specifically tested those BOPs. In other words, did
5 you do a body test? Did you do test the blinds? Did
6 you try to test the pipe rams? How did you do that?
7 What procedure did you use to test those?

8 A. We just did that on the well previous to 5500
9 pump.

10 Q. Let me see if I understand this. You doubled
11 everything up and you tied ---? Did you test it with
12 the rig pump or the pump that was on location that you
13 used to pressure up?

14 A. Yeah. When we pumped through in the well.

15 Q. I mean tested the BOPs?

16 A. Yeah. They had that same pressure. Well, at that
17 time, no, they didn't. The frac gate was still shut.
18 Pretty sure we were going under the frac gate.

19 Q. Okay. Let's get back to testing the BOPs. You
20 nipped them all up, locked all the bolts up. What
21 was the next step you did? After you knocked
22 everything --- we got them all knocked up, what did
23 you do?

24 A. As far as testing BOPs?

25 Q. Yeah.

1 A. There's other things going on at the same time
2 but ---.

3 Q. I just want you tell me what --- I want to know
4 how you tested the BOP. What procedure you used to
5 test the BOP.

6 ATTORNEY SHERMAN:

7 Let me ask a question. I think there is
8 some misunderstanding I just want clear up.

9 OFF RECORD DISCUSSION

10 ATTORNEY SHERMAN:

11 I think the misunderstanding is that what
12 I think he said, and I think he will confirm what I
13 just talked about is, the BOP that was put on there,
14 that well, was not tested before it was put on that
15 well, it was tested on the well before. Just so you
16 understand.

17 MR. JANKURA:

18 Yeah. I understand that.

19 ATTORNEY SHERMAN:

20 So if you want to ask about the test, it
21 will not to be test on that well and that is what the
22 disconnect is ---.

23 MR. JANKURA:

24 That's why I'm having a problem here.

25 ATTORNEY SHERMAN:

1 Okay.

2 BY MR. JANKURA:

3 Q. So you bolted everything up. Did you put any kind
4 of test on the BOP before you started using ---?

5 A. The only test I put on the BOP whenever I put it
6 on the well was to make sure my hydraulics were hooked
7 up right. Open and shut the blinds, open and shut the
8 pipe rams.

9 Q. Okay.

10 A. We ---.

11 Q. Go ahead.

12 A. We still hadn't done anything with the well yet as
13 far as opening up the frac gate. So at that time, I
14 didn't put any pressure against them to test them.

15 Q. Okay. So this is a critical point for me, so this
16 is why I am asking. I may repeat this over and over.
17 So you bolted up the BOPs and you did not --- you were
18 not instructed to perform any tests of the BOPs prior
19 to going in the hole; correct? Prior to any
20 operations?

21 A. No.

22 Q. Okay. Did you visually inspect ---? You had
23 tested this BOP. You had tested this BOP a couple
24 wells prior to; correct?

25 A. The last well.

1 Q. The last well.

2 A. The last one we ---.

3 Q. The last well before you moved here. I assume
4 that test was good?

5 A. Correct.

6 Q. Did you visually inspect --- look at the ram ---
7 the rams themselves before you started?

8 A. Before we rigged up, we tore the door off and put
9 new seals in there.

10 Q. You put new seals in ---?

11 A. In the door and visually looked at the ---.

12 Q. Did the rams look good to you on visual
13 inspection?

14 A. They were new as of the last well.

15 Q. Okay.

16 A. The last day on the last well.

17 Q. So you bolted everything up, and we established
18 that you didn't do a well test. Was that at the
19 direction of EOG, or did he leave that up to you?

20 A. It wasn't discussed.

21 Q. You bolted up and immediately started working?

22 A. We bolted up and then we went to attempt to kill
23 the well.

24 Q. So you attempted to kill the well. How did you
25 attempt to kill the well? Did you open up the frac

1 valve?

2 A. No.

3 Q. Underneath it?

4 A. Underneath.

5 ATTORNEY SHERMAN:

6 Just for clarification, as we did with
7 Brent and Bill, when you used terms of we and they,
8 you need to be specific as to whether that is Forbes,
9 EOG, somebody else. And whether you were alone, with
10 somebody. So we need to determine right now here, did
11 you mean Forbes or did you mean something else?

12 A. My crew and the pump hand.

13 BY MR. JANKURA:

14 Q. That was when you were going to try to kill the
15 well?

16 A. Yeah.

17 ATTORNEY AYERS:

18 You were working with the pumping guy?

19 A. Yeah.

20 BY MR. JANKURA:

21 Q. Let me clear something up that I forgot to ask a
22 while ago. The pump belonged to Energy Fishing &
23 Rental?

24 A. Yes.

25 Q. Did you operate the pump?

1 A. Yes.

2 Q. Did you operate the pump or did they have someone
3 operate the pump?

4 A. No. They have a pump man come out to run their
5 pump.

6 Q. So you don't operate pump, in fact, they operate
7 that?

8 A. Yes.

9 Q. He's not part of your crew? He works for Energy
10 Fishing & Rental?

11 A. Yeah.

12 Q. Okay. So we installed the BOPs. We're pumping
13 fluid underneath the frac valve into the casing?

14 A. Yes.

15 Q. Was pumping fluid as successful in killing the
16 well?

17 A. No.

18 Q. What was the pressure --- when you first got
19 there, the pressure was about approximately how much?

20 A. 1,100.

21 Q. It was 1,100 before you started pumping?

22 A. Yeah.

23 Q. And the pressure got down to how much?

24 A. 1,000 is as low as it went.

25 Q. The next activity that was decided by the Energy

1 Well supervisor who was ---?

2 A. Barry.

3 Q. Barry Rodkey. What was decided to do? What did
4 you all decide to do?

5 A. He called Titan Wire Line and had them set a plug.

6 Q. And they set a plug on top of the perch?

7 A. Yes.

8 Q. You did let off the pressure that was on the
9 casing; is that correct?

10 A. Yes.

11 Q. So you opened your frac valve and you picked up a
12 bottom hole assembly. What was in that bottom hole
13 assembly?

14 A. A bit.

15 Q. Roto com (phonetic) bit?

16 A. Yeah. I was tracking them. And a sub that gets
17 changed over to our pipe and a float, a sub with the
18 float in.

19 Q. No collars?

20 A. No collar.

21 Q. So your next step would have been tripping in the
22 hole, not under pressure, with your --- I'm assuming
23 this is two or three inch tubing?

24 A. Yeah.

25 Q. And you went in the hole. And what I understand

1 is at some point you were relieved during that time
2 while you were going in the hole; is that correct?

3 A. Yeah.

4 Q. And you were staying in Clearfield also; is that
5 correct?

6 A. Yeah.

7 Q. So you were relieved at what time, 12 noon?

8 A. Twelve (12) noon.

9 Q. You went to the hotel?

10 A. Yes.

11 Q. Okay. Back up a little bit with the timeline.
12 You started at 5:00 a.m. one day and you were relieved
13 the next day. And obviously you are spent. Would
14 that be accurate?

15 A. Yeah.

16 Q. Just for my knowledge, you know, every place in
17 the world operates a little bit different. Is that
18 something that's standard up here in this part of the
19 world?

20 A. No.

21 Q. This is a one-time deal, would you say?

22 A. No. For me personally, it was not a one-time
23 deal, but it was --- because of us working that was
24 --- they didn't decide to go 24 hours until it was
25 already fairly late in the evening.

1 Q. Okay. But this is not the only you done that?

2 You'd done it more than once?

3 A. Yeah.

4 Q. In other words, you do what's necessary to
5 maintain operations?

6 A. For other companies. I mean, it wasn't for this
7 company.

8 Q. Okay. So, when you go up there --- you know, this
9 is the way it always happens, when you leave
10 everything is in good shape and you come back it's all
11 --- nothing is the way you left it; correct?

12 ATTORNEY SHERMAN:

13 That's a fair statement.

14 BY MR. JANKURA:

15 Q. So you come back on at midnight; correct?

16 A. Yes.

17 Q. Okay. What is the situation on the well when you
18 get back at midnight?

19 A. There was a thunderstorm and the other crew was in
20 the doghouse. And Brent told me what had went on
21 during his shift and how far he made it. And that the
22 stripping rubber had blown out, and the first thing I
23 was going to have to do is replace it.

24 Q. At this point, they had not --- the well was not
25 leaking. Everything was fine; correct?

1 A. From what Brent told me, he shut the rams down.
2 They were holding when I got there. There were no
3 leaks when I got there.

4 Q. So tell us what happened next. So you relieved
5 Brent and the thunderstorm ends at some point, and
6 what happens?

7 A. The thunderstorm wasn't over until about one
8 o'clock because they told us to wait 15, 20 minutes
9 until after the last time the lightning ---. And I
10 went over and the well --- the flow-back company had
11 shut the well at their end since --- because of the
12 lightning and they weren't pumping, so they were shut
13 on both ends, tubing and the back side. Whenever I
14 went over there, the pressure, I believe, was between
15 15 and 17.

16 Q. Uh-huh (yes).

17 A. And I woke up the company guy, he was sleeping,
18 you know, waiting for his shift to changed. He had
19 shown up early, took a nap. And, you know, I asked
20 him how he wanted to go about pumping on it or how he
21 wanted to go about changing the rubber.

22 Q. Okay. And then what happened?

23 A. We discussed it for a while. And I told him that
24 there wasn't much that I could do with it, where the
25 pipe was hanging, as far as getting the stripping head

1 up in the air to change the rubber to strip it up off
2 of it because of where they are at in the hole. And I
3 couldn't open it where it was at because the rubber
4 was already blown out. So we discussed ---. I told
5 him the pressure was too high at that time to open it
6 up and use the pressure in the well to pop the rubber
7 back out. So we had to --- he had the flow-back hands
8 flow it to the tank while we were pumping on it.
9 Well, Energy Fishing was pumping on it, to get the
10 pressure down.

11 And they couldn't --- they were having trouble
12 keeping up with their flow-back tank from overflowing
13 while they were pumping. So we had some more down
14 time mixed in with that waiting on water trucks to
15 show up to transfer water, so they could flow hard
16 enough to get the pressures down. It took about five
17 hours to do that. We let the pressure down to 750
18 pound. I told him in the beginning that I wouldn't
19 even try it unless it got down under a thousand.

20 Q. So what he was talking about doing was, so let me
21 make sure I understand this. The pipe ram was closed,
22 the trip rubber was leaking so bad you can't --- it
23 won't hold without any strip through it; right?

24 A. Whenever it blew out, it took a chunk of rubber
25 off the one side, so it opened.

1 Q. So what the plan was to get the pressure down,
2 open the pipe rams.

3 A. Momentarily.

4 Q. Pop the rubber out. Is that something you all do
5 regularly?

6 A. No.

7 Q. Have you ever done that before?

8 A. Similar things, but not the same, no.

9 Q. Okay. So you were pumping --- you were flowing
10 the well through the flow-back equipment and you were
11 pumping fluid trying to get the pressure down, get the
12 pressure decreased to about 750 pounds?

13 A. Yeah.

14 Q. Okay. What next? What happened? Did you open
15 the pipe rams and pop the rubber out?

16 A. Yeah. We did do that.

17 Q. Okay. And you closed --- you opened your pipe for
18 a second, just enough to let the pressure come through
19 and close it up?

20 A. Yeah.

21 Q. It did pop the rubber out, I'm sure?

22 A. (Indicates yes.)

23 Q. Is this something that you felt comfortable doing?

24 A. I spoke with him several times saying that it
25 wasn't a good idea because it would damage the BOP.

1 Q. This is Mr. Rodkey?

2 A. Yes.

3 Q. And you suggested that that's not something you
4 would recommend in your ---? You're going to have to
5 say yes.

6 A. Yes.

7 Q. In your experience as an operator, what
8 consequence could come from opening --- from this
9 activity of opening the rams, put pressure on the
10 well, to blow the rubber out? The reason you said to
11 him, I don't recommend this is, why did you not
12 recommend doing it?

13 A. Because if you open them with no pressure above
14 'em and pressure underneath 'em, you will damage 'em.
15 You will either make them to the point they won't work
16 at all or they'll leak.

17 ATTORNEY SHERMAN:

18 What will, the rams?

19 A. The rubbers in the pipe rams.

20 BY MR. JANKURA:

21 Q. Did you only do this once on your hitch? Did you
22 do it only one time?

23 A. No. I had to open it a second time to go back to
24 the run pipe. I had to open it once to blow the
25 rubber out and another time to start running tubing

1 again.

2 Q. Okay. And you did equalize between the new rubber
3 and the pipe rams?

4 A. With the rubber --- the stripping rubber had blown
5 out. I had no way to do that.

6 Q. At any time on your hitch, did you pull --- were
7 you instructed to pull pipe through the rams?

8 A. No.

9 Q. All right. So you changed out the rubber, you
10 open up the pipe ram, and you keep going in; correct?

11 A. Yes.

12 Q. Okay. And at this time you already drilled the
13 kill plug and you're drilling some of the plugs, the
14 frac plugs; correct?

15 A. I didn't drill the kill plug.

16 Q. That had already been done. So you continue
17 drilling the frac plugs; correct?

18 A. Yes. I drill up to.

19 Q. Did you drill frac plugs and clean out the well up
20 until the end of your hitch?

21 A. Yes.

22 Q. And that ended at noon?

23 A. Yes.

24 Q. Of the day of June 3rd; is that correct, the day
25 of the incident?

1 A. Yeah.

2 Q. When you left at noon, were there any major
3 problems going on with the equipment, the well? Was
4 everything going ---? Was it going as planned or ---?

5 A. The BOP had leaked as soon as I blew the rubber
6 out.

7 Q. So when you left at noon, the BOP was leaking?
8 The rams, the top rams?

9 A. Whenever we popped the rubber out, when I closed
10 them back up, they were leaking.

11 Q. Okay. Did you report that to ---?

12 A. Barry.

13 Q. I'm sorry?

14 A. Barry.

15 Q. Okay. You reported that to the EOG supervisor,
16 Mr. Rodkey. Did he make any comment?

17 A. He was on the phone. He said he was attempting to
18 get a snubbing unit.

19 Q. Okay. But you continued operations while he was
20 trying to get a snubbing unit?

21 A. Yeah.

22 Q. Okay. You obviously have had a lot of experience
23 with the Marcellus up here; correct?

24 A. Yes.

25 Q. Do most operators attempt to clean out the frac

1 plugs in the horizontal with a rig and stripping unit
2 BOPs or do they use a snubbing unit?

3 A. My experience or ---

4 Q. Yeah.

5 A. --- other ---?

6 Q. What do you put --- your experience is what we
7 want to talk about. So in your experience, what is
8 the standard deal up here?

9 A. In the last two or three years, the standard has
10 been a snubbing unit.

11 Q. They rig a system; correct?

12 A. Yeah. Rig a system.

13 Q. Is this the first time ---? Is this the first
14 time you had been asked to clean out a horizontal,
15 drill up a plug with a rig with a BOP and stripping
16 head?

17 A. Horizontal. Yes.

18 Q. Who is the manufacturer of the stripping head? Do
19 you know? Who manufactured the stripping head?

20 A. I don't know who manufactured it.

21 Q. You don't know. Okay. Do you know the pressure
22 rating of the rubber, the stripping rubber?

23 A. The working pressure?

24 Q. Yeah.

25 A. To my understanding, zero is what I have been

1 told.

2 Q. Is it your ---? I'm trying to figure out how to
3 do this ---. Is it your understanding that no
4 manufacturer will certify stripping rubber working
5 pressure; is that correct?

6 A. I'm not sure what the pressures are.

7 Q. Let me ask it another way. At what pressure do
8 you feel comfortable working underneath with the
9 stripping rubber?

10 A. I prefer to use them to divert fluid away
11 from ---.

12 Q. If I guessed that I had 5,000 pounds in my well,
13 would you feel comfortable using stripping rubber?

14 A. No.

15 Q. At what pressure would you feel comfortable --->
16 This reflects on your experience. I just want to
17 know.

18 A. That type of stripping rubber that we are using,
19 maybe 100 or 200 pounds.

20 Q. Okay. This is not something you would feel
21 comfortable doing with 1,500 to a thousand pounds?

22 A. No.

23 Q. Okay. Let me back up on something I want to ask
24 again. To your knowledge, at no time were the BOPs
25 ever tested on the well?

1 A. On that well?

2 Q. Once they installed the well, at no time was there
3 a body test to make sure the flange wasn't leaking or
4 anything like that? Was that ever done?

5 A. Test as far as was there pressure on them when
6 they were leaking or shut down and isolate them and
7 just pressure test those?

8 Q. Yeah. At any time to your knowledge, were they
9 isolated, you inject pressure, you put pressure
10 between the two to check to make sure everything's
11 whole?

12 A. No.

13 Q. Okay. When you were working with other people,
14 when you worked with other operators, do you normally
15 put some kind of test once it is installed on the well
16 to check the flanges and whatever?

17 A. Some companies I have worked for have done it and
18 some haven't.

19 Q. It's not every time?

20 A. No.

21 Q. So you go off at noon on the 3rd, everything is
22 basically working, other than the fact that you
23 mentioned that when you had gone, the stripping head
24 rubber out --- that you noticed some leaks in the pipe
25 rams?

1 A. Yes.

2 Q. Okay. So when you come back at midnight, things
3 had changed at the location; correct?

4 A. Yes.

5 Q. What did you see when you came back to the
6 location?

7 A. When I first arrived there, we weren't allowed on
8 --- at the location. I didn't actually go to the
9 location until 11:30 the next day.

10 Q. Okay. And what did you observe when you came back
11 to the location?

12 A. The well was blowing in the air.

13 ATTORNEY AYERS:

14 I'm sorry. Was that a.m. or p.m., 11:30
15 the next day?

16 MR. JANKURA:

17 It would be a.m.

18 A. 11:30 the next day.

19 BY MR. JANKURA:

20 Q. Could you tell it was blowing ---? In your
21 opinion, was it mostly gas, mostly water or a
22 combination?

23 A. A mixture.

24 Q. Okay. So when they allowed you back on location
25 at 11:30, did you do anything before you changed

1 hitches at the well?

2 A. I went down to the well with Wild Well Control,
3 operated the rig and they shut the frac gate.

4 Q. You started the rig back up?

5 A. Yeah.

6 Q. And you felt comfortable doing that?

7 A. They were standing there with a meter testing
8 the ---.

9 Q. Combustibility of air. So you started the rig
10 back up and you opened the pipe rams; correct?

11 A. Pipe and blinds.

12 Q. Pipe and blinds. Was there an increased release
13 of fluids and gas when you opened the rams?

14 A. Not noticeable.

15 Q. No change really, is that what you're saying?

16 A. Yeah.

17 Q. The volume of it ---?

18 A. I mean, it was fairly loud and lots of fluid
19 raining down on you. It may have picked up a little
20 bit. I couldn't really tell.

21 Q. Could you tell immediately that there --- that the
22 pipe had fallen when you opened the rams?

23 A. I didn't open the rams.

24 Q. Oh, you didn't?

25 A. No.

1 Q. All you did was start the rig?

2 A. I stayed in the cab in case the gas level would go
3 up or down and I could kill the rig.

4 Q. Okay. So who actually opened the rams?

5 A. I am not sure of his name but one of the ---?

6 Q. Wild Well Control.

7 A. Yeah. One guy on the controls and one at the
8 front gate.

9 Q. Did they rig jump? Could you tell it jumped when
10 it popped?

11 A. No. I didn't feel anything.

12 Q. Okay. Do you know what the plan of attack was
13 going to be if the pipe had not washed off of the ---?
14 In other words, if you had opened the rams and the
15 string stayed together.

16 A. Only what I had overhead, bits and pieces.

17 Q. What was your understanding was the next move if
18 the pipe had not fallen?

19 A. That they were going to bring in a crane or two
20 and disassemble my rig and bring in other equipment to
21 stamp down on the well.

22 Q. So in other words, if the pipe hadn't fallen, it
23 was fixing to get into a major deal?

24 A. (Indicates yes.)

25 Q. Okay. So how many times during the course of this

1 whole incident did you recommend to Mr. Rodkey that a
2 snubbing unit would be the appropriate equipment?

3 A. A snubbing unit in particular, once or twice.

4 Q. And his response to this was?

5 A. I didn't really get one.

6 Q. Okay. Now, I'll ask you some stuff ---. During
7 the time prior to the well release of fluids, were you
8 comfortable with the way the operation was going?

9 ATTORNEY SHERMAN:

10 I just want to hear it again. I didn't
11 know what you said.

12 BY MR. JANKURA:

13 Q. Prior to when you came back and the well had blown
14 out or had released this gas and fluid, did you
15 personally feel comfortable with the way the operation
16 was going? Did you feel comfortable drilling out
17 plugs with the rig, with the BOPs? Did you feel ---
18 were you comfortable with that, just from a
19 professional standpoint?

20 A. I was aware of the textbook way to do it. And the
21 way we were doing it wasn't.

22 Q. I take it from your response that in your opinion,
23 if it was your decision, this was probably not the way
24 to do it?

25 A. Me personally?

1 Q. I'm just asking your personal opinion. I'm not
2 putting you on the spot. That's not my intention. I
3 just want to know how ---.

4 A. Me personally, if it was my well, no, I would not
5 have done it that way.

6 Q. That's all you know.

7 ATTORNEY AYERS:

8 Nothing.

9 MR. JANKURA:

10 I'm good.

11 MR. VITTITOW:

12 One last little question.

13 EXAMINATION

14 BY MR. VITTITOW:

15 Q. How long have you worked for C.C. Forbes?

16 A. Since January.

17 Q. January?

18 A. Of this year.

19 Q. If you were to feel uncomfortable with an
20 operation, do you feel comfortable calling Bill
21 Ralston or whoever he'd sent, you know, can you look
22 at this or we need to talk about it?

23 A. I usually call him.

24 Q. Did you get a positive response?

25 A. Yeah. He handles --- does what he has to do with

1 it.

2 MR. VITTITOW:

3 That's the last question I had.

4 ATTORNEY SHERMAN:

5 We'll read.

6

7 * * * * *

8 STATEMENT UNDER OATH CONCLUDED AT 11:50 A.M.

9 * * * * *

10

11 COMMONWEALTH OF PENNSYLVANIA)

12 COUNTY OF CAMBRIA)

13

14 CERTIFICATE

15 I, Jacqueline L. Hazlett, a Notary Public in
16 and for the Commonwealth of Pennsylvania, do hereby
17 certify:

18 That the foregoing proceedings, statement
19 under oath of Dan Luzier, was reported by me on
20 06/12/2010 and that I Jacqueline L. Hazlett read this
21 transcript and that I attest that this transcript is a
22 true and accurate record of the proceeding.

23 That the witness was first duly sworn to
24 testify to the truth, the whole truth, and nothing but
25 the truth and that the foregoing deposition was taken

1 at the time and place stated herein.

2 I further certify that I am not a relative,
3 employee or attorney of any of the parties, nor a
4 relative or employee of counsel, and that I am in no
5 way interested directly or indirectly in this action.



Jackie Hazlett
Court Reporter