



**ARKANSAS OIL AND GAS  
COMMISSION**

**Submit Form To:**  
El Dorado Regional Office  
P. O. Box 11510  
El Dorado, Arkansas 71731

**FORM 37  
Claim of Entitlement to Withhold the Identity of a Chemical Constituent as a Trade  
Secret OR Request for Trade Secret Exemption**

SECTION A - Classification of Entity

Permit Holder       Person Performing Hydraulic Fracture       Other - Specify in Detail \_\_\_\_\_

SECTION B

Entity Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Phone \_\_\_\_\_ Fax \_\_\_\_\_  
Email \_\_\_\_\_  
Permit Holder (If different from Entity) \_\_\_\_\_

Section C

In accordance with General Rule B-19, a person shall disclose a list of all Chemical Constituents contained in all such Additives, provided, however in those limited situations where the specific identity of any such Chemical Constituent and associated CAS number is entitled to be withheld as a trade secret under the criteria set forth in subsection (a)(2) of 42 U.S.C. § 11042. In such cases, the Chemical Family associated with such Chemical Constituent shall be provided.

Chemical Family associated with the Chemical Constituent: \_\_\_\_\_

Does the Chemical Constituent, and associated CAS number, qualify for withholding as a trade secret?       Yes       No

In order to claim that the Chemical Constituent and associated CAS number is entitled to protection as a trade secret, you must include specific information regarding each of the following:

- 1. You have not disclosed the information to any other person, other than a member of a local emergency planning committee, an officer or employee of the United States or a State or local government, an employee of such person, or a person who is bound by a confidentiality agreement, and such person has taken reasonable measures to protect the confidentiality of such information and intends to continue to take such measures.
- 2. The information is not required to be disclosed, or otherwise made available, to the public under any other Federal or State law.
- 3. Disclosure of the information is likely to cause substantial harm to the competitive position of such person.
- 4. The chemical identity is not readily discoverable through reverse engineering.

CERTIFICATE

I declare under the penalties of perjury that this report has been examined by me and to the best of my knowledge is true, correct and complete.

\_\_\_\_\_  
Permit Holder's Signature

\_\_\_\_\_  
Typed or Clearly Printed Name

**For staff use only:**

APPROVED:       Yes       No

\_\_\_\_\_  
Director of Production and Conservation

\_\_\_\_\_  
Date