

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Shari Feist Albrecht, Chair
Jay Scott Emler
Dwight D. Keen

In the Matter of the Failure of 3G Production, LLC) Docket No: 18-CONS-3297-CPEN
 (“Operator”) to comply with K.A.R. 82-3-111 at the)
 Henning #2 well in Pawnee County, Kansas.) CONSERVATION DIVISION
)
 _____) License No: 35523

ORDER CLOSING DOCKET

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds the following:

1. On June 28, 2018, the Commission issued a *Penalty Order* finding that 3G Production, LLC (Operator), committed one violation of K.A.R. 82-3-111.¹
2. On July 25, 2018, the Operator requested a hearing.²
3. On July 31, 2018, the Commission issued an *Order Designating Prehearing Officer and Setting Prehearing Conference*, scheduling a Prehearing Conference for September 13, 2018.³
4. On September 13, 2018, the Prehearing Conference was continued to October 11, 2018.⁴
5. On October 10, 2018, the Operator filed a letter informing Commission Conservation Staff (Staff) that it had paid the \$100 penalty required by the June 28, 2018 *Penalty Order* and that it “no longer requests a hearing with regard to this matter.”⁵

¹ *Penalty Order*, ¶ 10 (June 28, 2018).

² Letter Requesting Hearing (July 25, 2018).

³ *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B (July 31, 2018).

⁴ *Prehearing Officer Order Continuing Prehearing Conference*, Ordering Clause A (Sept. 13, 2018).

⁵ Robert Eisenhauer, Letter Withdrawing Request for Hearing (Oct. 10, 2018).

6. In light of the Operator's withdrawal of its request for hearing and its payment of the assessed penalty, the Commission finds further proceedings are unnecessary, and this docket should be closed.

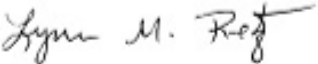
THEREFORE, THE COMMISSION ORDERS:

- A. The docket is closed.
- B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁶
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 10/23/2018



Lynn M. Retz
Secretary to the Commission

Date Mailed: 10/24/2018

MJD

⁶ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

CERTIFICATE OF SERVICE

18-CONS-3297-CPEN

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail and electronic service on 10/23/2018.

KENNETH C. GATES
3G PRODUCTION, LLC
PO BOX 847
PRATT, KS 67124
loripwsi@gmail.com

ROBERT R. EISENHAEUER
JOHNSTON & EISENHAEUER
113 E THIRD
PO BOX 825
PRATT, KS 67124

MICHAEL DUENES, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
m.duenes@kcc.ks.gov

MICHELE PENNINGTON
KANSAS CORPORATION COMMISSION
DISTRICT OFFICE NO. 1
210 E. FRONTVIEW SUITE A
DODGE CITY, KS 67801
Fax: 785-271-3354
m.pennington@kcc.ks.gov

STEPHEN PFEIFER
KANSAS CORPORATION COMMISSION
DISTRICT OFFICE NO. 1
210 E. FRONTVIEW SUITE A
DODGE CITY, KS 67801
Fax: 785-271-3354
s.pfeifer@kcc.ks.gov

LAUREN WRIGHT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
Conservation Division
266 N. Main St. Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
l.wright@kcc.ks.gov

/S/ DeeAnn Shupe

DeeAnn Shupe