

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

In the matter of whether the license of Thor) Docket No: 24-CONS-3001-CSHO
Operating, LLC (Operator) should be revoked.)
) CONSERVATION DIVISION
)
)
_____) License No: 36020

In the matter of the failure of Quito, Inc.) Docket No: 24-CONS-3072-CPEN
("Operator") to comply with K.A.R. 82-3-120.)
) CONSERVATION DIVISION
)
)
_____) License No: 33594

In the matter of the failure of Quito, Inc.) Docket No: 24-CONS-3086-CMSC
and/or Thor Operating, LLC to comply with)
K.A.R. 82-3-120 and K.A.R. 82-3-133.) CONSERVATION DIVISION
)
)
_____) License Nos: 33594 & 36020

MOTION FOR STAY

COMES NOW Quito, Inc., and moves the Commission for Stay of Clauses C and D of the Penalty Order issued in Docket No. 24-CONS-3072-CPEN on September 26, 2023, as referenced in paragraph C of the Commission's Final Order issued November 21, 2024. In support of the motion, Quito, Inc. shows to the Commission as follows:

1. On January 28, 2025, Quito, joined by Thor Operating, LLC, filed their Petition for Judicial Review of Agency Action pursuant to K.S.A. 77-614 in the District Court of Chautauqua County, Kansas, Case No. CQ-2025-CV-000002.

2. Enforcement of Clauses C and D would cause irreparable harm to Quito, Inc., and potentially subject the State to liability in the event that wells are plugged during the pendency of judicial review and the judicial review process produces an outcome adverse to the Commission.

Further, revocation of injection authority has resulted in suspension of mechanical integrity testing of injection wells as specified in K.A.R. 82-3-410. Suspension of testing may increase the risk of pollution.

WHEREFORE, Quito, Inc. prays for stay of the Penalty Order and Final Order as set forth above.

Respectfully submitted,

JOHN R. HORST, P.A.

By /s/ John R. Horst
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CERTIFICATE OF SERVICE

I, the undersigned, certify that a true copy of the attached Motion for Stay has been served to the following by means of electronic service on March 25, 2025.

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