

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

IN THE MATTER OF THE APPLICATION	)	DOCKET NO. 19-CONS-3177-CEXC
OF MERIT ENERGY COMPANY, LLC,	)	
FOR AN EXCEPTION TO THE 10-YEAR	)	
TIME LIMITATION OF K.A.R. 82-3-111	)	CONSERVATION DIVISION
FOR ITS GARDEN CITY D 1-21 WELL IN	)	
THE NORTHEAST QUARTER OF THE	)	
SOUTHEAST QUARTER OF THE	)	LICENSE NO. 32446
NORTHWEST QUARTER OF SECTION	)	
21, TOWNSHIP 23 SOUTH, RANGE 34	)	
WEST, FINNEY COUNTY, KANSAS.	)	
_____	)	

**MOTION TO WITHDRAW APPLICATION WITHOUT PREJUDICE**

COMES NOW, Merit Energy Company, LLC, and respectfully requests an Order of the Commission allowing withdrawal of this Application without prejudice. In support of this Motion, Applicant would show as follows:

1. The Application in this matter was filed on November 19, 2018. The Application sought an Order for the exception to the 10-year time limitation to K.A.R. 82-3-111.
2. Since the filing of this Application, the Applicant determined it needed to plug this well. The Garden City D 1-21 has been plugged.
3. Since the relief sought therein is no longer necessary, Applicant seeks to dismiss this Application without prejudice.

WHEREFORE, Applicant requests the Commission issue an Order allowing it to withdraw the Application in this matter without prejudice.

Respectfully submitted,

MARTIN, PRINGLE, OLIVER, WALLACE  
& BAUER, L.L.P.

By



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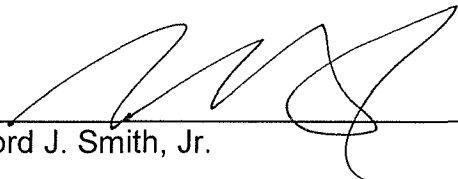
Stanford J. Smith, Jr.  
100 North Broadway, Suite 500  
Wichita, KS 67202  
(316) 265-9311  
Attorneys for Merit Energy Company, LLC

## VERIFICATION

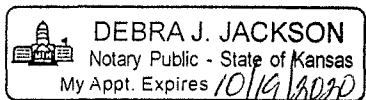
STATE OF KANSAS       )  
                                  ) ss:  
COUNTY OF SEDGWICK )

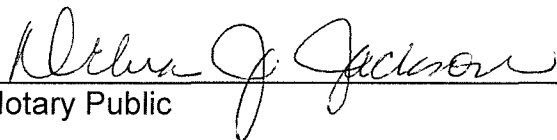
Stanford J. Smith, Jr., of lawful age, being first duly sworn, upon oath states:

That he is the attorney for Merit Energy Company, LLC, Applicant herein; that he has read the above and foregoing Motion to Withdraw Application Without Prejudice of Merit Energy Company, LLC, and is familiar with the contents thereof; and, that the statements made therein are true and correct to the best of his knowledge and belief.

  
\_\_\_\_\_  
Stanford J. Smith, Jr.

SUBSCRIBED and sworn to before me this 8th day of April, 2019.



  
\_\_\_\_\_  
Notary Public

My Appointment Expires:  
10/19/2020

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw Application Without Prejudice was e-mailed on this 8th day of April, 2019, to:

Lauren Wright, Esq.  
Litigation Counsel  
Kansas Corporation Commission  
266 North Main, Suite 220  
Wichita, KS 67202

s/Stanford J. Smith, Jr. \_\_\_\_\_  
Stanford J. Smith, Jr.