

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

In the matter of the failure of Prairie Gas)	Docket No. 19-CONS-3396-CPEN
Operating, LLC ("Operator") to comply with)	
K.A.R. 82-3-104 at the Boltz #1 well in)	CONSERVATION DIVISION
Hamilton County, Kansas.)	
)	License No. 35442

In the matter of the failure of Prairie Gas)	Docket No. 20-CONS-3007-CPEN
Operating, LLC ("Operator") to comply with)	
K.A.R. 82-3-603 at the Bounds lease in Greeley)	CONSERVATION DIVISION
County, Kansas.)	
)	License No. 35442

In the matter of the failure of Prairie Gas)	Docket No. 20-CONS-3018-CPEN
Operating, LLC ("Operator") to comply with)	
K.A.R. 82-3-104 at the Beard #1 well in)	CONSERVATION DIVISION
Greeley County, Kansas.)	
)	License No. 35442

**UNCONTESTED MOTION TO CONTINUE HEARING, AMEND PROCEDURAL
SCHEDULE, AND STAY STAFF'S EMERGENCY MOTION TO STRIKE THE
REBUTTAL TESTIMONY OF NEAL HENSLEY**

The Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission," respectively) files this Uncontested Motion to amend the procedural schedule in this matter, thereby continuing the evidentiary hearing scheduled for December 19, 2019. Further, Staff requests the Commission postpone taking action on Staff's Emergency Motion to Strike the Rebuttal Testimony of Neal Hensley that was filed on November 27, 2019, until further notice. In support of its Motion, Staff states as follows:

1. Counsel for Operator and Staff (the Parties) have discussed settlement terms and believe that a mutual resolution is imminent. However, under the current procedural schedule in this matter, any settlement agreement reached by the Parties is due to be submitted to the Commission by December 9, 2019.¹ As such, there is not sufficient time for the Parties to finalize the terms of settlement, have those terms reduced to writing, and file the resultant

¹ See Prehearing Officer Order Granting Motion to Amend Procedural Schedule ¶ 7 (October 23, 2019).

settlement document with the Commission on or before the deadline. Therefore, the Parties request amendment to the procedural schedule in order to further settlement discussions. As a result of this postponement the Parties also seek to amend the date for the evidentiary hearing currently scheduled for December 19, 2019.

2. The parties move for an amendment to the procedural schedule in the following respects:

Evidentiary Hearing before the Commission January 16, 2020, 10:00am
(currently scheduled for December 19, 2019)
Deadline for proposed settlements to be considered by the Commission
December 31, 2019
(current deadline is December 9, 2019).

3. In light of the above requests, Staff notes that a Commission decision on Staff's Emergency Motion to Strike the Rebuttal Testimony of Neal Hensley that was filed on November 27, 2019, is unnecessary until such time that the parties have fully explored settlement. In the event the Parties reach settlement, Staff's Motion will be moot, and as such the Parties request the Commission not rule on Staff's Motion until such time that Staff notifies the Commission that a ruling on the Motion is needed. Staff elects to not withdraw the Motion until such time as a settlement is reached and filed with the Commission, so as to preserve Staff's argument with regard to the appropriateness of Mr. Hensley's testimony.

WHEREFORE, for the foregoing reasons the Parties prays that the Commission grants this Uncontested Motion to Continue Hearing, Amend Procedural Schedule, and postpone Commission action on Staff's Emergency Motion to Strike the Testimony of Neal Hensley, and for any further relief the Commission deems just and equitable.

Respectfully submitted,




Michael Glamann, #28240
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VERIFICATION

STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

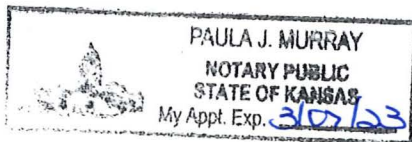
Michael Glamann, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of his knowledge, information and belief.


Michael Glamann, S. Ct. #28240
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 6 day of Dec, 2019.


Notary Public

My Appointment Expires: 3/07/23



CERTIFICATE OF SERVICE

19-CONS-3396-CPEN, 20-CONS-3007-CPEN, 20-CONS-3018-CPEN

I, the undersigned, certify that a true copy of the attached Uncontested Motion to Continue Hearing, Amend Procedural Schedule, and Stay Staff's Emergency Motion to Strike the Rebuttal Testimony of Neal Hensley has been served to the following by means of electronic service on December 6, 2019.

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/S/ Paula J. Murray

Paula J. Murray