

**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 Notice of Denial of License )   Docket No. 17-CONS-3702-CMSC  
Renewal Application to Western Frontier )  
Adventure, LLC.    )   CONSERVATION DIVISION  
  )  
\_\_\_\_\_)   License No. 35211

**ORDER CLOSING DOCKET**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Commission makes the following findings:

1. On June 19, 2017, Commission Conservation Staff (Staff) filed a Notice of Denial of License Renewal Application to Western Frontier Adventure, LLC (Operator), stating the license application was denied pursuant to K.S.A. 55-155(c)(4).<sup>1</sup>
2. On June 29, 2017, the Operator filed a request for hearing.
3. On July 25, 2017, the Commission issued the Order Designating Prehearing Officer and Setting Prehearing Conference.
4. On October 17, 2017, the Prehearing Officer convened the Prehearing Conference and the Parties agreed to the following procedural schedule
5. On October 23, 2017, the Prehearing Officer issued the procedural schedule which included a hearing to commence January 18, 2018.

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<sup>1</sup> Notice of Denial at 1 (Jun. 19, 2017).

6. On December 18, 2017, Staff filed a Motion to Cancel Evidentiary Hearing and Approve Settlement Agreement. The Parties state that all issues regarding the Operator's license denial have been resolved with the exception of the Earl Gray #1, API 15-103-20207 (subject well), which is attributable to another company's suspended license.<sup>2</sup> The Parties state that a credible third party will lease the property on which the subject well resides and that party will file a Transfer of Operator Form (T-1).<sup>3</sup> The Parties agree that the Operator's license will then be processed immediately.<sup>4</sup>

7. On January 9, 2018, the Prehearing Officer granted Staff's motion to cancel the evidentiary hearing.

8. On February 15, 2018, the Commission denied Staff's motion and rejected the proposed Settlement Agreement holding that the matter should either continue to hearing or terminate if Staff intended to issue the license.<sup>5</sup> The Commission ordered Staff to supplement the record with the status of the subject well and show cause why the Commission should not grant the license and close the docket or schedule the matter for hearing.<sup>6</sup>

9. On March 2, 2018, Staff filed a supplement to the record indicating that the Operator's license had been granted and moved to close the Docket.<sup>7</sup>

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<sup>2</sup> Settlement Agreement at 3 (Dec. 18, 2017).

<sup>3</sup> *Id.*

<sup>4</sup> *Id.* at 4.

<sup>5</sup> Order Denying Settlement Agreement; Order to Supplement the Record and Show Cause at 2 (Feb. 15, 2018).

<sup>6</sup> *Id.*

<sup>7</sup> Supplementation of Record and Motion to Close Docket.

**THEREFORE, THE COMMISSION ORDERS:**

A. This docket shall be closed.

B. Any Party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order and must state the specific grounds upon which relief is requested.<sup>8</sup> The petition shall be addressed to the Commission and sent to 266 N. Main, Ste. 220, Wichita, Kansas 67202.

C. The Commission retains jurisdiction over the subject matter and Parties for the purpose of entering such further orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 04/12/2018



\_\_\_\_\_  
Lynn M. Retz  
Secretary to the Commission

Mailed Date: \_\_\_\_\_

DLK/sc

<sup>8</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

**CERTIFICATE OF SERVICE**

17-CONS-3702-CMSC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 04/12/2018.

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