

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Shari Feist Albrecht, Chairman
Jay Scott Emler
Pat Apple

In the Matter of the Application of Virgil)	18-CONS-3348-CEXC
Stuber ("Operator") for an Exception to K.A.R.)	Docket No. 18-CONS-3263-CMSC
82-3-120(k) to allow issuance of an Operator's)	
License less than one year subsequent to)	CONSERVATION DIVISION
revocation of previous license)	License No. 3930
)	

APPLICATION

COMES NOW Virgil Stuber, by and through counsel, Paul E. Dean, and states as follows:

1. Applicant is an individual doing business in Kansas.
2. Applicant was issued Kansas operator's license number 3930 and has been an active operator in Kansas.
3. Applicant applied to the Commission for renewal of said license on November 16, 2017, which application was denied on January 15, 2018, on the grounds that applicant was in noncompliance due to non-filing of the required UC3 forms.
4. Virgil Stuber has since filed the required forms in accord with Commission regulations.
5. Virgil Stuber has properly maintained his lease and is up to date on his MIT requirements.
6. K.A.R. 82-3-120(j) provides that a denial of license renewal based upon K.S.A. 55-155(c)(4) shall be deemed a revocation of that license.
7. K.A.R. 82-3-120(k) provides that upon revocation of a license, no new license will be issued until after expiration of one year; however, K.A.R. 82-1-202 provides that the Commission may waive such regulation if good cause is shown and if it is in the public interest to do so.
8. Virgil Stuber has complied with all requirements of the Commission with regard to the proper filing of the required reports and is in compliance with all other applicable Commission regulations and laws of Kansas. Additionally Virgil Stuber would state that he did not intentionally fail to file the required documents, that his wife suffers from dementia and has been found to have lost and/or hidden multiple notices and pieces of mail not only from the State but from other parties as well. Virgil Stuber has additionally hired an office person to assist and track the filing of all required reports so that this issue does not occur again. Virgil Stuber desires to resume operating its wells in Kansas and should be permitted to do so. It is in the

public interest that Virgil Stuber be permitted to be licensed and to resume operations of its Kansas wells, in its own name. Commission staff has indicated to Virgil Stuber that staff will not oppose issuance of a license to Virgil Stuber.

WHEREFORE, Applicant prays that the Commission grant an exception to K.A.R. 82-3-120(k) to permit issuance of an operator's license to Applicant forthwith.

Respectfully submitted,



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VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF LYON)

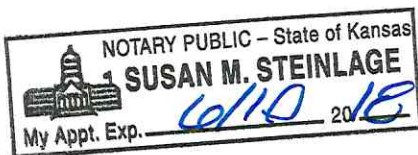
Paul E. Dean, of lawful age, and being first duly sworn upon oath, deposes and says:

That he is an attorney for Virgil Stuber; that he has read the within and foregoing Application; and the statements and contents thereof are true to the best of his knowledge and belief.



By: Paul E. Dean

SUBSCRIBED AND SWORN to before me this 20 day of March, 2018.



Notary Public

My Appointment Expires:

6/10/18