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

In the Matter of the Failure of Jeff Crawford d/b/a) Docket No. 22-CONS-3149-CPEN
Jeff's Oilwell Supervision (Operator) to comply with)
K.A.R. 82-3-111) CONSERVATION DIVISION
)
)
_____) License No.32247

**RESPONSE TO MOTION TO LIMIT OPERATOR TO CROSS-EXAMINATION,
OR IN THE ALTERNATIVE, TO CONTINUE THE PROCEDURAL SCHEDULE**

COMES NOW, Jeff Crawford d/b/a Jeff's Oilwell Supervision, by and through Michael J. Baxter of JETER TURNER SOOK BAXTER LLP, and in response to the Motion of the Staff of the State Corporation Commission ("Staff"), states as follows:

FACTUAL AND PROCEDURAL HISTORY

1. On December 2, 2021, the Presiding Office issued an Order providing for Operator Pre-Filed Direct & Rebuttal Testimony be filed on January 24, 2022.
2. On January 26, 2022, Operator submitted its Pre-filed Direct & Rebuttal Testimony.
3. On January 28, 2022, Staff submitted its Motion to Limit Operator to Cross-Examination, or in the Alternative, to Continue the Procedural Schedule.
4. On February 2, 2022, the Presiding Officer issued an Order allowing Staff an additional three (3) days to submit a response to Operator's Pre-Filed Testimony and requiring Operator to submit a response to Staff's Motion by February 7, 2022.
5. As of the date of this Response, an evidentiary hearing has not been scheduled.

ARGUMENTS

6. Operator admits that its Pre-filed Direct & Rebuttal Testimony was submitted on January 26, 2022, which was one and one-half (1 ½) days beyond the time stated in the December 2, 2021 Order.

7. It is further admitted that on January 24th, 2022, Operator was still reviewing proposed drafts of pre-filed testimony, and mistakenly and inadvertently failed to request an extension of time to submit pre-filed testimony.

8. Although Operator failed to timely comply with the December 2, 2021 Order, pre-filed testimony was still submitted and, in the interests of fairness, should be considered by Staff and the Commission at an evidentiary hearing.

9. Failure to consider the Operator's testimony would be prejudicial to its position and would not allow for a complete record of the facts to be submitted for the Commission's consideration.

10. Furthermore, because no evidentiary hearing has been scheduled, a one and one-half (1 ½) day delay does not prejudice any party in this matter.

11. In fact, because the Presiding Officer has granted Staff's request for additional time to submit a response to Operator's Pre-Filed Testimony, Staff's alternative request has been granted.

12. In the interests of fairness and justice, and due to lack of prejudice to Staff, Operator's pre-filed testimony should be allowed and Operator should be allowed the opportunity to testify and present evidence at the yet to be scheduled evidentiary hearing.

Dated: February 7, 2022

JETER TURNER SOOK BAXTER, LLP

/s/ Michael J. Baxter

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CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the above document has been served to the parties and counsel listed below by means of electronic service on the 7th day of February, 2022.

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