

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Susan K. Duffy, Chair
Shari Feist Albrecht
Dwight D. Keen

In the matter of the failure of Gus & Annie) Docket No: 20-CONS-3239-CPEN
Myers ("Operator") to comply with K.A.R.)
82-3-120.) CONSERVATION DIVISION
)
_____) License No: 33354

PREHEARING OFFICER ORDER REGARDING ELECTRONIC SERVICE

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

1. On March 3, 2020, the Commission issued a *Penalty Order* against Operator, finding one violation of K.A.R. 82-3-120 because unplugged wells remained on Operator's expired license.¹
2. On March 19, 2020, Operator requested a hearing.²
3. At a May 21, 2020, prehearing conference, all parties consented to the electronic service of all documents³ and orders.⁴ Therefore, the Prehearing Officer directs that service of all documents and orders may be made by email. To the extent practicable, any electronically served document or order shall be attached to the email and served in pdf format. Service of orders is complete upon transmission.⁵ Parties are encouraged to make sure large pdf files do not result in delivery failure and to work together to resolve any email-based service issues.

¹ See Penalty Order, ¶ 10, Exhibit A (Mar. 3, 2020).

² See Letter Requesting Hearing (Mar. 19, 2020).

³ See K.S.A. 77-519; *Amended Order Authorizing Use of Electronic Service*, Dkt. 14-GIMX-280-MIS (Jul. 31, 2014).

⁴ See K.S.A. 77-531.

⁵ See K.S.A. 77-531(b).

4. As of this date, these are the email addresses for the parties and prehearing officer:

a. Operator: Gus & Annie Myers, myersanniemae@gmail.com;

b. Commission Staff: Kelcey Marsh, k.marsh@kcc.ks.gov; and

c. Prehearing Officer: Jonathan R. Myers, j.myers@kcc.ks.gov.⁶

5. The Prehearing Officer notes that filing of documents with the Commission must still be done either through the Commission's "e-filing express" system, or by mail or hand delivery to the Commission.⁷ The Prehearing Officer orders that if a document is filed by mail or hand delivery, only the original copy must be supplied.⁸ The Commission, however, strongly encourages parties to file through the "e-filing express" system.⁹

BY THE PREHEARING OFFICER IT IS SO ORDERED.

Dated: May 28, 2020

/s/ Jonathan R. Myers

Jonathan R. Myers
Prehearing Officer

JRM

⁶ See *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause A (May 7, 2020).

⁷ See *Amended Order Authorizing Use of Electronic Filing*, Dkt. 14-GIMX-280-MIS (Jul. 31, 2014).

⁸ See *id.*, ¶ 3.

⁹ *Id.*, ¶ 4.

CERTIFICATE OF SERVICE

20-CONS-3239-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 05/28/2020.

GUS & ANNIE MYERS
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SEDAN, KS 67361-8518

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/s/ DeeAnn Shupe

DeeAnn Shupe