

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

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

In the matter of the failure of Raney Oil)	Docket No.: 16-CONS-145-CPEN
Company, LLC ("Operator") to comply with)	
K.A.R. 82-3-111 at the Cully #4-20 in Sumner)	CONSERVATION DIVISION
County, Kansas.)	
_____)	License No.: 32705

**MOTION TO RESTRICT OPERATOR'S
RIGHT TO TESTIFY AND PRESENT EVIDENCE**

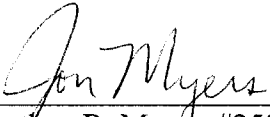
For the following reasons, Commission Staff moves to restrict Operator's right to testify and present evidence at the evidentiary hearing scheduled for November 19, 2015.

1. On October 7, 2015, the Prehearing Officer issued a procedural schedule setting an October 26, 2015, deadline for submission of Staff's pre-filed direct testimony, and a November 2, 2015, deadline for submission of Operator's pre-filed direct testimony. Staff timely submitted pre-filed testimony, but Operator did not.

2. The Prehearing Officer's October 7, 2015, Order states that failure to submit pre-filed testimony will likely result in the Commission restricting the right to testify and present evidence at hearing, and that the Commission may limit direct and rebuttal testimony to the pre-filed testimony. Allowing Operator to testify and present evidence at hearing, despite Operator's failure to utilize pre-filed testimony, and the clear language in the Prehearing Officer's Order regarding the likely consequences, would be both detrimental to judicial economy and prejudicial to Staff.

3. Therefore, pursuant to the Prehearing Officer's October 7, 2015, Order, Staff requests that Operator not be allowed to testify or present evidence at the evidentiary hearing currently scheduled for November 19, 2015.

Respectfully submitted,


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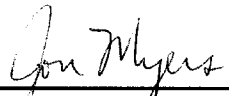
CERTIFICATE OF SERVICE

I certify that on 11/3/15, I caused a complete and accurate copy of this Motion to be served via United States mail, with the postage prepaid and properly addressed to the following:

Jeff Kennedy
Martin Pringle et al.
100 N. Broadway, Suite 500
Wichita, Kansas 67202
Attorney for Raney Oil Company, LLC

And delivered by hand to:

Lane Palmateer
Conservation Division Central Office


Jonathan R. Myers
Litigation Counsel
Kansas Corporation Commission