

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

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

In the Matter of the Application of Matador,) Docket No: 18-CONS-3060-CMSC
Inc. for an Operator's License Renewal)
) CONSERVATION DIVISION
)
_____) License No. 33252

**ORDER DESIGNATING PREHEARING OFFICER AND
SETTING PREHEARING CONFERENCE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On August 1, 2017, the Commission issued its *Order Denying Application for License*, finding that Matador, Inc.'s (Operator) application for a license renewal does not meet the requirements of K.S.A. 55-155 and K.A.R. 82-3-120, and thus, denying the license application.
2. On August 14, 2017, the Operator timely filed its request for a hearing.
3. Pursuant to K.S.A. 77-551(c), the Commission finds that a Prehearing Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517(b), and a Prehearing Conference should be scheduled.
4. Although a Prehearing Officer is designated in this docket, parties are still required to file pleadings with the Commission, and filings shall be made with the Commission's Docket Room before 5:00 p.m. on the date scheduled for service. Any electronic service received

after the deadline set forth in the procedural schedule, or any filing made after 5:00 p.m. on the date scheduled for service, shall be accompanied by a Motion to File Out-of-Time.

5. The Commission requests the parties consent to electronic service in this proceeding by emailing the Prehearing Officer to affirm your consent.

THEREFORE, THE COMMISSION ORDERS:

A. The Prehearing Officer in this proceeding shall be Michael J. Duenes, Assistant General Counsel, Kansas Corporation Commission, 1500 SW Arrowhead Road, Topeka, Kansas, 66604-4027, telephone number (785) 271-3181, email address m.duenes@kcc.ks.gov. The Commission may designate other Staff members to serve in this capacity.

B. A Prehearing Conference is scheduled for **Thursday, September 14, 2017 at 11:00 a.m.** by telephone. The conference call information is: telephone number (866) 620-7326, Conference Code PIN: 7632914771#.

C. Subsequent to the above-scheduled Prehearing Conference, status conferences shall be held in this docket every 30 days until such time as a hearing is conducted or a settlement approved.

D. At the Prehearing Conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and any other issues that will promote the orderly and prompt resolution of this proceeding.

E. At the Prehearing Conference, without further notice, this proceeding may be converted into a conference hearing or a summary proceeding for disposition of this matter as provided by the Kansas Administrative Procedure Act (KAPA). Any party that fails to attend or

participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default under the KAPA.¹

F. A corporation shall appear before the Commission by a Kansas licensed attorney.²

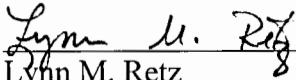
G. The attorney designated to appear on behalf of the agency in this proceeding is Josh Wright, Litigation Counsel, telephone number (316) 337-6217, j.wright@kcc.ks.gov.

H. 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.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: AUG 29 2017


Lynn M. Retz
Secretary to the Commission

Mailed Date: August 29, 2017

MJD

¹ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

² K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

CERTIFICATE OF SERVICE

I certify that on 8/29/17, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

John R. Horst, P.A.
PO Box 560
Caney, KS 67333
Attorney for Matador, Inc.

Tim D. Nordell
Matador, Inc.
PO Box 337
Sedan, KS 67361-0337

and via e-mail to:

Cyndee Maine
KCC Central Office

Joshua D. Wright, Litigation Counsel
KCC Central Office

Michael Duenes, Deputy General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission