

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

Before Commissioners:                      Dwight D. Keen, Chair  
    Shari Feist Albrecht  
    Jay Scott Emler

In the Matter of the Application of Haas ) Docket No: 19-CONS-3224-CUIC  
Petroleum, LLC to Amend Injection Permit )  
E-31342, for the Thoele South Lease located ) CONSERVATION DIVISION  
in Section 29, Township 18 South, Range 21 )  
East, Franklin County, Kansas. ) License No: 33640

**PREHEARING OFFICER ORDER SETTING PROCEDURAL SCHEDULE**

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 Prehearing Officer finds the following:

1. On December 17, 2018, Haas Petroleum, LLC (Operator) filed an Application to amend injection permit E-31342, requesting an increase in the authorized injection pressure, from 500 psi to 600 psi, for all wells subject to the permit.<sup>1</sup> On January 7, 2019, Cindy Hoedel filed a letter protesting the Application, as did Scott Yeargain and Polly Shteamer.<sup>2</sup>

2. On January 29, 2019, the Commission issued an *Order Designating Prehearing Officer and Setting Prehearing Conference*, scheduling a February 14, 2019, prehearing conference.<sup>3</sup>

3 At the February 14, 2019, prehearing conference, all parties agreed to the following procedural schedule:

Operator Pre-filed Direct Testimony	Due: March 25, 2019
Protestor Pre-Filed Direct Testimony	Due: April 8, 2019
Discovery Cut-Off	Due: April 22, 2019
Staff Pre-Filed Direct Testimony	Due: April 22, 2019
Rebuttal Testimony	Due: May 6, 2019
<u>Evidentiary Hearing before the Commission</u>	May 16, 2019, 10:00 a.m.
266 N. Main, Suite 220, Wichita, Kansas 67202	

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<sup>1</sup> Application (Dec. 17, 2018).

<sup>2</sup> Cindy Hoedel – Protest Letter (Jan. 7, 2019); Scott Yeargain and Polly Shteamer – Protest Letter (Jan. 7, 2019).

<sup>3</sup> *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B.

3. Failure to submit pre-filed testimony may result in the Commission restricting the right to testify and present evidence at the evidentiary hearing. At the hearing, the Commission may limit the parties' direct and rebuttal testimony to the pre-filed testimony.

4. Any settlement agreement the parties wish to present for Commission consideration shall be due by May 6, 2019.

5. Any person requiring special accommodations under the Americans with Disabilities Act should notify the Commission at least 10 days before the scheduled hearing date.

6. Any party who fails to attend or participate in the evidentiary hearing or any other stage of this proceeding may be held in default under the Kansas Administrative Procedure Act.<sup>4</sup>

7. A corporation shall appear before the Commission by a Kansas licensed attorney.<sup>5</sup>

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. The procedural schedule set forth in Paragraph 3 above is adopted.

B. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

**BY THE PREHEARING OFFICER IT IS SO ORDERED.**

Dated: February 15, 2019

/s/ Jonathan R. Myers

Jonathan R. Myers  
Prehearing Officer

JRM

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<sup>4</sup> K.S.A. 77-518(c)(8); K.S.A. 77-520.

<sup>5</sup> K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

## CERTIFICATE OF SERVICE

19-CONS-3224-CUIC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 02/15/2019.

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/S/ DeeAnn Shupe

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