

**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 failure of Perkins Oil)	Docket No.: 17-CONS-3249-CSHO
Enterprises, Inc. ("Operator") to comply with)	
K.A.R. 82-3-407 at the MKO Ranch #9,)	CONSERVATION DIVISION
Pickell G #6 and Pickell #9 in Elk County,)	
Kansas.)	License No.: 4448

**PREHEARING OFFICER ORDER GRANTING STAFF'S MOTION TO CONTINUE
EVIDENTIARY HEARING AND ADJUST PROCEDURAL SCHEDULE**

1. On November 22, 2016, the Commission issued an order designating a Prehearing Officer and setting a prehearing conference.
2. On January 5, 2017, following the prehearing conference, the Prehearing Officer set the procedural schedule.
3. On January 27, 2017, Staff filed a Motion to Delay Pre-Filed Testimony Deadlines, informing the Commission that settlement is anticipated and requested a delay of its pre-filed direct testimony until February 6, 2017, and the Operator's testimony deadline be delayed to March 1, 2017.
4. On February 1, 2017, the Prehearing Officer granted Staff's motion.
5. On February 7, 2017, Staff filed a Motion to Continue Evidentiary Hearing and Adjust the Procedural Schedule. Staff requested the evidentiary hearing currently scheduled for March 16, 2017, be continued to April 20, 2017, and the pre-filed testimony deadlines adjusted accordingly. Staff further stated it is anticipated this matter will be resolved without the need for a hearing, and a continuance would assist in the efficient resolution of this docket.
6. Staff's motion indicated that Operator's counsel is not opposed to this motion.

7. Kansas law favors compromising and settling disputes.¹ Therefore for good cause shown, Staff's motion is granted. The procedural deadlines are adjusted as follows:

Commission Staff's Pre-Filed Direct Testimony	Due by March 23, 2017
Operator's Pre-Filed Direct Testimony	Due by April 6, 2017
Commission Staff's Rebuttal Testimony	Due by April 13, 2017
Evidentiary Hearing	April 20, 2017, 10:00 am

THEREFORE, THE PREHEARING OFFICER ORDERS:

Staff's Motion to Continue Evidentiary Hearing and Adjust Procedural Schedule is granted. The evidentiary hearing is rescheduled for April 20, 2017, and the parties' current procedural deadlines are set forth above in paragraph 7.

Dated: February 17, 2017

/s/ Dustin L. Kirk
Dustin L. Kirk
Prehearing Officer
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¹ *Bright v. LSI Corp.*, 254 Kan. 853, 858 (1994).

CERTIFICATE OF SERVICE

I certify that on 2/17/17, 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:

Jon R. Viets
PO Box 1176
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and delivered by e-mail to:

Dustin Kirk, Prehearing Officer
KCC Topeka Office

Jonathan Myers, Litigation Counsel
KCC Central Office

John Almond
KCC District #3

Rene Stucky
KCC Central Office

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