

**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 Notice of Denial of) Docket No: 17-CONS-3655-CMSC
License Renewal Application to Nadel and)
Gussman, LLC.) CONSERVATION DIVISION
)
) License No: 32638

**ORDER CANCELLING REMAINDER OF PROCEDURAL SCHEDULE
AND CLOSING DOCKET**

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 May 5, 2017, Nadel and Gussman, LLC (Operator) was issued a Notice of Denial of License Renewal Application pursuant to K.S.A. 55-155(c)(4) based on an association between the Operator and Bristol Resource Corporation (Bristol), who Commission records indicated had an unplugged well on its suspended license and has not complied with the Commission's Default Order in Docket No. 16-CONS-381-CSHO.
2. On May 12, 2017, the Operator timely requested an evidentiary hearing.
3. After Commission Conservation Staff (Staff) and the Operator held several Prehearing Conferences, Staff filed a Motion to Close Docket and Cancel Prehearing Conference on September 1, 2017. In its Motion, Staff stated it "conducted an inspection on the well giving rise to Bristol[']s . . . noncompliance. While no plugging report was furnished for this well, Staff's inspection determined the well was plugged."¹ Staff attached to its Motion an Inspection

¹ Motion to Close Docket and Cancel Prehearing Conference, ¶ 3 (Sept. 1, 2017).

Report, dated August 28, 2017, demonstrating that the well at issue is plugged.² Staff stated that this additional information renders K.S.A. 55-155(c)(4) inapplicable for a denial of the Operator's license, and Staff recommended the Commission cancel the remainder of the procedural schedule and close this docket.

4. The Commission agrees with Staff's assessment of the resolution of this matter and finds the remainder of the procedural schedule should be cancelled and the docket closed.

THEREFORE, THE COMMISSION ORDERS:

A. The remainder of the procedural schedule in this proceeding is cancelled, and the docket is closed.

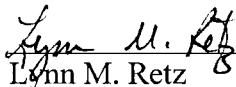
B. Parties have 15 days from the date of electronic service of this Order to petition the Commission for reconsideration.³

C. The Commission retains jurisdiction over the subject matter and the 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: SEP 12 2017


Lynn M. Retz
Secretary to the Commission

MJD

² See *Id.*, Exhibit A.

³ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 77-529(a)(1); see K.S.A. 66-118b.

CERTIFICATE OF SERVICE

I certify that on 9/12/17, I caused a complete and accurate copy of this Order to be served electronically to the following:

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