

**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 application of Eastern    ) Docket No: 18-CONS-3112-CVAC  
Kansas Operating, LLC, for authorization to    )  
impose a vacuum on its Someday Lease    ) CONSERVATION DIVISION  
located in Section 12, Township 16 South,    )  
Range 24 East, Miami County, Kansas    ) License No. 34971

**PREHEARING OFFICER ORDER CONTINUING PREHEARING CONFERENCE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On October 10, 2017, the Commission designated a Prehearing Officer to hold a Prehearing Conference and address any scheduling or procedural matters pursuant to K.S.A. 77-517(b).<sup>1</sup>
2. On November 9, 2017, at the Prehearing Conference, the parties agreed to continue the Prehearing Conference until January 11, 2018, to allow Commission Conservation Staff (Staff) to review technical issues pertaining to Eastern Kansas Operating, LLC's (Eastern) Application.
3. On January 11, 2018, a Prehearing Conference was held. Staff appeared at the Conference, but Eastern did not. Staff indicated, and the docket reflects, that there have been no protests to Eastern's Application. Moreover, Staff stated that it has been in contact with Eastern regarding completion of its Application, and Staff requested a continuance so that Eastern could complete its Application by providing Staff with an updated plat map.

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<sup>1</sup> Order Designating Prehearing Officer and Setting Prehearing Conference, ¶ 3 (Oct. 10, 2017).

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. The Prehearing Conference shall be rescheduled for **Thursday, February 8, 2018, at 1:30 p.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN: 7632914771#.

B. 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).<sup>2</sup> Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default pursuant to the KAPA.<sup>3</sup>

C. A corporation shall appear before the Commission by a Kansas licensed attorney.<sup>4</sup>

D. Parties have 15 days from the date of electronic service of this Order to petition for reconsideration.<sup>5</sup>

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

Dated: January 11, 2018

/s/ Michael J. Duenes

Michael J. Duenes  
Prehearing Officer

MJD

**EMAILED**

**JAN 11 2018**

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<sup>2</sup> K.S.A. 77-501 *et seq.*

<sup>3</sup> K.S.A. 77-516(c)(8); K.S.A. 77-520.

<sup>4</sup> K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

<sup>5</sup> K.S.A. 55-162; 55-606; K.S.A. 66-118b; K.S.A. 77-529(a)(1).

**CERTIFICATE OF SERVICE**

I certify that on JAN 11 2018, I caused a complete and accurate copy of this Order to be served electronically, properly addressed to the following:

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Jonathan R. Myers, Litigation Counsel  
KCC Central Office

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KCC Topeka Office

/s/ DeeAnn Shupe  
DeeAnn Shupe

***EMAIL***

JAN 11 2018