

**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 Benjamin M. Giles ) Docket No. 18-CONS-3057-CPEN  
("Operator") to Comply with K.A.R. 82-3-111 at )  
the Paulsen #1 in Butler County, Kansas. ) CONSERVATION DIVISION  
)  
\_\_\_\_\_ ) License No. 5446

**PREHEARING OFFICER ORDER CONTINUING PREHEARING CONFERENCE**

1. On July 25, 2017, the Commission designated Dustin L. Kirk as the prehearing officer to address any scheduling or procedural matters pursuant to K.S.A. 77-517(b).

2. On September 14, 2017, the Parties filed a Joint Motion to Reschedule Prehearing Conference, requesting the Prehearing Conference be continued until **Tuesday, November 7, 2017, at 8:30 a.m.**

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. The Prehearing Conference shall be continued until **Tuesday, November 7, 2017, at 8:30 a.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN #7632914771.

B. At the Prehearing Conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, and scheduling of a hearing with the Commission.

C. 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), K.S.A. 77-501 et seq. 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 KAPA.

D. A corporation shall appear before the Commission by a Kansas licensed attorney.<sup>1</sup>

Dated: September 25, 2017

/s/ Dustin L. Kirk  
Dustin L. Kirk, Deputy General Counsel  
Prehearing Officer

DLK/sc

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

**CERTIFICATE OF SERVICE**

I certify that on 9/25/17, 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:

Jonathan A. Schlatter  
Morris Laing Evans Brock & Kennedy Chtd.  
300 N. Mead, Suite 200  
Wichita, KS 67202  
*Attorney for Benjamin M. Giles*

Benjamin M. Giles  
346 S. Lulu  
Wichita, KS 67211

and delivered by e-mail to:

Joshua D. Wright, Litigation Counsel  
KCC Central Office

Dustin L. Kirk, Deputy General Counsel  
KCC Topeka Office

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