

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

Before Commissioners: Andrew J. French, Chairperson  
Dwight D. Keen  
Susan K. Duffy

In the matter of the failure of Fuel Source Inc. ) Docket No: 22-CONS-3046-CPEN  
(Operator) to comply with K.A.R. 82-3-120. )  
) CONSERVATION DIVISION  
)  
) License No: 34380

---

**PRESIDING OFFICER ORDER SETTING PROCEDURAL SCHEDULE**

The Presiding Officer finds and concludes as follows:

1. At an October 21, 2021, prehearing conference, all parties agreed to the following procedural schedule, which is hereby adopted:

Commission Staff Pre-Filed Direct Testimony	Due: December 2, 2021
Operator Pre-Filed Direct & Rebuttal Testimony	Due: December 23, 2021
Commission Staff Pre-Filed Rebuttal Testimony	Due: January 13, 2022
Evidentiary Hearing before the Commission:	<b>To Be Determined</b>

2. The Presiding Officer shall be in communication with the parties regarding further development of the procedural schedule, including scheduling of the evidentiary hearing.

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

5. 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>1</sup>

6. Parties shall appear before the Commission via a Kansas-licensed attorney.<sup>2</sup>

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

Dated: October 27, 2021

/s/ Jonathan R. Myers  
Jonathan R. Myers  
Presiding Officer

---

<sup>1</sup> K.S.A. 77-518(c)(8); K.S.A. 77-520.

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

**CERTIFICATE OF SERVICE**

22-CONS-3046-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 10/27/2021.

CHARLES C STEINCAMP  
DEPEW GILLEN RATHBUN & MCINTEER. LC  
8301 EAST 21ST ST. NORTH, SUITE 450  
WICHITA, KS 67206-2936  
chris@depewgillen.com

NANCY BORST  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
n.borst@kcc.ks.gov

KELCEY MARSH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
k.marsh@kcc.ks.gov

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
j.myers@kcc.ks.gov

/S/ Desirae Mayfield  
\_\_\_\_\_  
Desirae Mayfield