

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

In the Matter of the Failure of Patrick	)	Docket No.: 18-CONS-3356-CPEN
Development Corporation ("Operator") to	)	
Comply with K.A.R. 82-3-407 at the Grandon	)	CONSERVATION DIVISION
#NO 9 in Miami County, Kansas.	)	
<hr/>		License No.: 6279

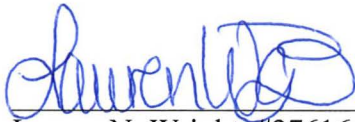
**MOTION FOR DEFAULT ORDER**

The Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission," respectively), moves the Commission for a Default Order to be issued against the Operator. In support of its motion, Staff states as follows:

1. On April 05, 2018, the Commission issued a Penalty Order against the Operator in the captioned docket.
2. On April 25, 2018, the Operator filed a timely appeal. On May 10, 2018, the Commission issued an order setting this matter for a July 12, 2018, prehearing conference.
3. Counsel for Staff appeared at the pre-hearing conference on July 12, 2018, but the Operator failed to appear. Staff made a verbal Motion for Default at the prehearing conference. The Prehearing Officer requested the Motion be submitted in writing.
4. Pursuant to K.S.A. 77-520(a), "[i]f a party fails to attend or participate in a prehearing conference, hearing or other stage of an adjudicative proceeding, the presiding officer may serve upon all parties written notice of a proposed default order, including a statement of the grounds."
5. Staff believes Operator was properly noticed and afforded an opportunity to attend and participate in the July 12, 2018, prehearing conference, but failed to do so. Therefore, Staff requests that a default order be issued against Operator.

WHEREFORE, for the reasons set forth above, Staff respectfully requests the Commission issue a default order against Operator for failure to appear and participate, and for any further relief as the Commission deems just and proper.

Respectfully submitted,



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Lauren N. Wright, #27616  
Litigation Counsel, Kansas Corporation Commission  
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Phone: 316-337-6200; Fax: 316-337-6211

**VERIFICATION**

STATE OF KANSAS                     )  
  ) ss.  
COUNTY OF SEDGWICK            )

Lauren N. Wright, of lawful age, being duly sworn upon her oath deposes and states that she is Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of her knowledge, information and belief.



Lauren N. Wright, S. Ct. #27616  
Litigation Counsel  
State Corporation Commission  
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 19 day of July, 2018.



Notary Public

My Appointment Expires: 3/07/19

**CERTIFICATE OF SERVICE**

18-CONS-3356-CPEN

I, the undersigned, certify that the true copy of the attached Motion has been served to the following parties by means of first class mail and electronic service on 7/19/18.

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/S/ Paula J. Murray  
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Paula J. Murray