

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

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Dwight D. Keen

In the Matter of the Application of Urban Oil)	Docket No: 18-CONS-3375-CUIC
and Gas Group LLC (Operator) to Authorize)	
Injection of Saltwater into the Arbuckle)	CONSERVATION DIVISION
Formation at the Lygrisse #82X, located in)	
Section 15, Township 26 South, Range 2 East,)	License No. 34381
<u>Sedgwick County, Kansas.)</u>	

ORDER LIFTING STAY AND ESTABLISHING NEW PROCEDURAL SCHEDULE

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 the following:

1. On March 20, 2018, Urban Oil and Gas Group LLC (Operator) filed an Application seeking authorization for injection of saltwater into the Arbuckle formation at the Lygrisse #82X well in Sedgwick County, Kansas.¹
2. On April 6, 2018, Benjamin M. Giles (Protestant) filed a letter of protest, and on May 7, 2018, requested a hearing.²
3. On September 20, 2018, a procedural schedule was established, setting deadlines in October and November 2018 for pre-filed testimony.³
4. Due to significant unforeseen circumstances, the parties agreed via email that the proceedings should be stayed, with a Status Conference scheduled for a date at the end of October 2018.

¹ Application, p.1 (Mar. 20, 2018).

² Letter of Protest – Benjamin M. Giles (Apr. 6, 2018); Letter Requesting Hearing – Benjamin M. Giles (May 7, 2018).

³ *Order Setting Procedural Schedule*, ¶ 5 (Sept. 20, 2018).

5. On October 25, 2018, a Status Conference was held. Since no pre-filed testimony had yet been filed in the docket, the parties agreed to establish a new procedural schedule as follows:

Operator Pre-filed Direct Testimony	Due: November 12, 2018
Protestant Pre-filed Direct Testimony	Due: November 19, 2018
Staff Pre-filed Direct Testimony	Due: December 3, 2018
Rebuttal Testimony	Due: December 10, 2018
<u>Evidentiary Hearing before the Commission</u>	December 20, 2018, 10:00 a.m.
266 Main, Suite 220, Wichita, Kansas 67202	

6. 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.

7. Any settlement agreement the parties wish to present for Commission consideration shall be due by December 3, 2018.

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

9. Any party who fails to attend or participate in the evidentiary hearing or in any other stage of this proceeding may be held in default under the Kansas Administrative Procedure Act.⁴

THEREFORE, THE COMMISSION ORDERS:

A. The procedural schedule set forth in paragraph 5 above is adopted.

B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁵

⁴ K.S.A. 77-518(c)(8); K.S.A. 77-520.

⁵ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

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

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 11/01/2018



Lynn M. Retz
Secretary to the Commission

Date Mailed: 11/02/2018

MJD

CERTIFICATE OF SERVICE

18-CONS-3375-CUIC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail and electronic service on 11/01/2018.

BENJAMIN M. GILES
346 S. Lulu
Wichita, KS 67211

KARL F. HIRSCH
Hirsch, Heath & White, PLLC
901 CEDAR LAKE BLVD
OKLAHOMA CITY, OK 73114-7813
khirsch@hhlawfirm.com

MICHAEL DUENES, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
m.duenes@kcc.ks.gov

LAUREN WRIGHT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
Conservation Division
266 N. Main St. Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
l.wright@kcc.ks.gov

PENNY PLUMLEE
URBAN OIL & GAS GROUP, LLC
1000 E. 14th St., Ste. 300
Plano, TX 75074

/S/ DeeAnn Shupe

DeeAnn Shupe