## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

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

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In the Matter of the Application of Eastern Kansas Operating, LLC, for authorization to impose a vacuum on its Someday #32-12 lease located in Section 12, Township 16, South, Range 4 East, Miami County, Kansas. Docket No. 18-CONS-3258-CVAC CONSERVATION DIVISION License No.: 34971

## **NOTICE OF WITHDRAWAL OF APPLICATION**

Eastern Kansas Operating, LLC ("EKO"), by and through its undersigned counsel, provides notice that it hereby withdraws, without prejudice, its Application to Impose a Vacuum on the Someday #32-12 lease as sought in this Docket 18-CONS-3258-CVAC. Accordingly, EKO will not be appearing at the Pre-Hearing Conference scheduled on May 10, 2018. EKO requests the Commission dismiss and close this docket. EKO reserves the right to file a new application regarding the Someday lease in the future.

Respectfully submitted,

SWANSON MIDGLEY, LLC

By: /s/ Matthew L. Faul Matthew L. Faul, KS #22413 Plaza West Building 4600 Madison Avenue, Suite 1100 Kansas City, MO 64112 Tel: (816) 842-6100 Fax: (816) 842-0013 mfaul@swansonmidgley.com Attorneys for Eastern Kansas Operating, LLC

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing was filed this 30th day of April, 2018, using the Commission's electronic filing system. Further, the undersigned hereby certifies that a copy of the forgoing was emailed this 30th day of April, 2018, to:

Jon Myers Kansas Corporation Commission Litigation Counsel j.myers@kcc.ks.gov

/s/ Matthew Faul