THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:	Andrew J. French Dwight D. Keen Annie Kuether	n, Cl	hairperson
In the matter of the failure of Justin a (Operator) to comply with K.A.R. 8.	U)))	Docket No: 25-CONS-3286-CPEN CONSERVATION DIVISION License No: 35540

ORDER DESIGNATING PRESIDING OFFICER AND SETTING PREHEARING CONFERENCE

The Commission rules as follows:

- 1. On March 11, 2025, the Commission issued a Penalty Order in this docket against Operator for violation of K.A.R. 82-3-120. On April 9, 2025, Operator requested a hearing.
- 2. Under K.S.A. 77-551(c), the Commission finds a Presiding Officer should be designated in this proceeding to determine procedural matters that may arise prior to a hearing on the merits, including but not limited to conducting prehearing conferences.¹
 - 3. The Commission finds a prehearing conference should be scheduled.

THEREFORE, THE COMMISSION ORDERS:

A. The Presiding Officer for prehearing matters in this proceeding shall be Jonathan R. Myers, Assistant General Counsel, Kansas Corporation Commission, 266 N. Main Street, Suite 220, Wichita, Kansas, 67202-1513, telephone number (316) 337-6245, email address jon.myers@ks.gov. The Commission may designate others to serve in this capacity.

¹ See also K.S.A. 77-516 and K.S.A. 77-517.

B. A prehearing conference is scheduled for **Thursday, May 15, 2025, at 1:15 p.m.** by telephone. The conference call information is: telephone number (253) 205-0468, Meeting ID 5248125436.²

C. At the prehearing conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and any other issues that will promote the orderly and prompt resolution of this proceeding. 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). Any party that fails to attend or participate in the prehearing conference, hearing, or other stage of this proceeding may be held in default under the KAPA.³

D. Although a presiding officer is designated, parties are still required to file pleadings with the Commission, and filings shall be made with the Commission's docket room. Any filing received after 5:00 p.m. shall be considered filed the next business day. In addition, any late filing shall be accompanied by a Motion to File Out-of-Time. The Commission directs electronic service of all filings in the docket to include service on the Presiding Officer and mailed service of all filings to be directed to the Presiding Officer's attention.

E. The attorney designated to appear on behalf of the agency in this proceeding is Tristan Kimbrell, Litigation Counsel, telephone number (316) 337-6200, tristan.kimbrell@ks.gov.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairp	person; Keen, Commission	er; Kuether, Commissioner
Dated: 04/2	29/2025	Cultoff
		Celeste Chaney-Tucker
		Executive Director
Mailed Date:	04/29/2025	
JRM		

² If prompted, there is no Participant ID; just press pound to continue.

³ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

CERTIFICATE OF SERVICE

25-CONS-3286-CPEN

I, the undersigned, certify that a true copy of	of the attached Order has been served to the following by means of
first class mail and electronic service on	04/29/2025
NANCY BORST KANSAS CORPORATION COMMISSION CENTRAL OFFICE 266 N. MAIN ST, STE 220 WICHITA, KS 67202-1513 nancy.borst@ks.gov	JUSTIN BUSHONG JUSTIN AND TERA BUSHONG 1504 W 11ST ST CHANUTE, KS 66720-2519
TRISTAN KIMBRELL, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION CENTRAL OFFICE 266 N. MAIN ST, STE 220 WICHITA, KS 67202-1513 tristan.kimbrell@ks.gov	JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL KANSAS CORPORATION COMMISSION 266 N. Main St., Ste. 220 WICHITA, KS 67202-1513 jon.myers@ks.gov
	/S/ KCC Docket Room KCC Docket Room