

SEP 08 2016

2016-09-08 16:52:20
Kansas Corporation Commission
/s/ Amy L. Green

LEGAL SECTION THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Jay Scott Emler, Chair
 Shari Feist Albrecht
 Pat Apple

In the matter of the failure of EnergyQuest II, LLC ("Operator") to comply with K.A.R. 82-3-400 regarding injection that took place during the 2015 calendar year.)	Docket No. 16-CONS-4068-CPEN
)	
)	CONSERVATION DIVISION
)	
)	License No. 35216

MOTION TO SUSPEND PROCEDURAL SCHEDULE

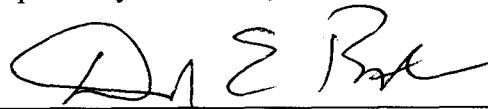
EnergyQuest II, LLC ("EnergyQuest") moves to suspend all of the deadlines and the hearing date that were set in the procedural schedule entered in this docket by the Prehearing Officer on August 10, 2016 (the "Procedural Schedule"). In support of this motion, EnergyQuest states and alleges as follows:

1. Contemporaneously with the filing of this motion, EnergyQuest is filing a motion to dismiss the Penalty Order that was issued by the Commission and is the subject of the appeal by EnergyQuest in this docket.
2. According to the Procedural Schedule, Staff's pre-filed direct testimony is due on October 3, 2016, EnergyQuest's pre-filed direct testimony is due on October 10, 2016, rebuttal testimony is due on October 17, 2016, and the hearing is scheduled for October 27, 2016.
3. If the motion filed by EnergyQuest is granted, the pre-filed testimony and the hearing will not be necessary.
4. Suspending the current procedural schedule, including the hearing date, to give the Commission time to consider and rule on the dispositive motion filed by EnergyQuest is in the best interests of the Commission, Commission Staff, and EnergyQuest. The parties to this

proceeding will not be prejudiced by a suspension of the Procedural Schedule. If the motion is denied, the Prehearing Officer can issue a new procedural schedule.

WHEREFORE, EnergyQuest II, LLC requests an order from this Commission suspending the Procedural Schedule, and for such other and further relief as the Commission deems just and proper.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D E Bengtson', is written over a horizontal line.

David E. Bengtson (#12184)
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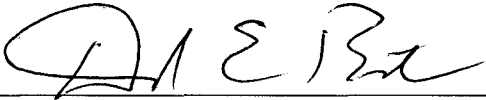
Attorneys for EnergyQuest II, LLC

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)


David E. Bengtson, of lawful age, being first duly sworn upon oath states:

That he is the attorney for the EnergyQuest II, LLC and is duly authorized to make this verification; that he has read the foregoing Motion to Suspend Procedural Schedule and knows the contents thereof and that the facts set forth therein are true and correct to the best of his information and belief.



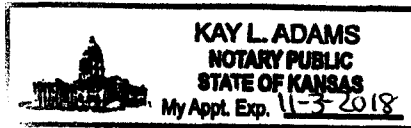
David E. Bengtson

SUBSCRIBED AND SWORN to before me this 8th day of September, 2016.



Notary Public

My Appointment Expires:
11/3/2018

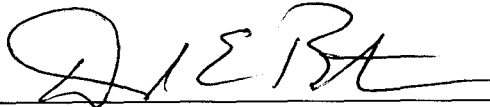


CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 8th day of September, 2016, he caused a true and correct copy of the foregoing Motion to Suspend Procedural Schedule to be filed with the Kansas Corporation Commission, and that he caused a copy to be served via electronic mail to the following parties:

Jon Myers
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David E. Bengtson