## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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In the Matter of the Notice of Denial of License Renewal Application Issued to Western Frontier Adventure, LLC. Docket No: 17-CONS-3702-CMSC

CONSERVATION DIVISION

License No. 35211

## SUPPLEMENTATION OF RECORD AND MOTION TO CLOSE DOCKET

The Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission," respectively) files this *Supplementation of Record and Motion to Close Docket*. In support of its Motion, Staff states as follows:

1. On June 9, 2017, Western Frontier Adventure, LLC (Operator) submitted a

license renewal application.

2. On June 19, 2017, Commission Staff denied Operator's license renewal

application because of Operator's association with TEG MidContinent, Inc., License #34201; Easton Energy Exploration, Inc., License #8091; and Fairway Petroleum, Inc., License #6871, which were not in good standing with the Commission.

3. On June 29, 2017, Operator timely requested a hearing.

4. On December 18, 2017, Staff and Operator settled this matter under terms providing for the renewal of Operator's license. Staff filed a motion for Commission approval of the settlement.

5. On February 15, 2018, the Commission denied Staff's motion and directed Staff to "supplement the record with the status of the subject well, Earl Gray #1, API 15-103-20207, and show cause why the Commission should not grant the license and close the docket or schedule the matter for hearing."<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> Order Denying Settlement Agreement; Order to Supplement the Record and Show Cause, ¶9.

6. The status of the Earl Gray #1, API #15-103-20207, is that it remains an abandoned, unplugged well on Easton Energy Exploration's expired license, in violation of Commission regulations. Easton Energy Exploration remains suspended pursuant to the Commission's Default Order in Docket 16-CONS-276-CSHO.

7. Pursuant to K.A.R. 82-3-120(h) and Commission policy, Staff has approved Operator's application and has issued Operator's license. Staff cannot in good faith show cause why the Commission should not grant the license when it has already been granted; nor can Staff show cause why the matter should be scheduled for hearing when there are no contested issues.

8. As Staff and Operator noted in its Settlement Agreement, the ability to revisit whether the status of the Earl Gray #1 should affect renewal of Operator's license if need be upon submission of Operator's next annual license renewal application remains unaffected.

9. Staff has consulted with Operator's counsel, and Operator is not opposed to this motion.

WHEREFORE, as no issues remain to be resolved, Staff moves for this docket to be closed.

Respectfully submitted,

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Jonathan R. Myers, #25975 Litigation Counsel, Kansas Corporation Commission 266 N. Main, Suite 220, Wichita, Kansas 67202 Phone: 316-337-6200; Fax: 316-337-6211

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## VERIFICATION

STATE OF KANSAS ) ) ss. COUNTY OF SEDGWICK )

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

Jonathan R. Myers, S. Ct. #25975 Litigation Counsel State Corporation Commission of the State of Kansas

SUBSCRIBED AND SWORN to before me this 2 day of 2018.

Muller Notary Public

My Appointment Expires: 300119

PAULA J. MURRAY STATE OF KANSAS My Appt. Exp.

## **CERTIFICATE OF SERVICE**

I certify that on \_\_\_\_\_\_, I caused a complete and accurate copy of this "Supplementation of Record and Motion to Close Docket" to be served electronically to the following:

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<u>/s/ Paula J. Murray</u> Paula J. Murray Legal Assistant Kansas Corporation Commission