

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

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

In the Matter of an Order to Show Cause) Docket No: 18-CONS-3048-CSHO
issued to H & H Production, Inc.)
("Operator") regarding responsibility under) CONSERVATION DIVISION
K.S.A. 55-179 for unplugged wells on an)
expired license.) License No. 7124

PREHEARING OFFICER ORDER RESCHEDULING PREHEARING CONFERENCE

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On August 22, 2017, the Commission issued its *Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference* (Order), scheduling a Prehearing Conference for September 14, 2017.¹

2. On September 11, 2017, Commission Conservation Staff (Staff) filed a Motion to Reschedule Prehearing Conference, stating that, due to a scheduling conflict for H & H Production, Inc. (Operator), "[t]he parties jointly request that the pre-hearing conference in this docket, currently scheduled for September 14, 2017, at 1:30 pm be rescheduled to mid-late October 2017."²

3. On September 14, 2017, the Commission issued its *Order Rescheduling Prehearing Conference*, setting a Prehearing Conference for October 26, 2017.³

¹ Order, Ordering Clause C (Aug. 22, 2017).

² Motion to Reschedule Prehearing Conference, p. 1 (Sept. 11, 2017).

³ *Order Rescheduling Prehearing Conference*, Ordering Clause A (Sept. 14, 2017).

4. On October 4, 2017, Staff asked that the Prehearing Conference again be continued due to the unavailability of counsel.⁴ The Operator agreed to the continuance.

5. Based on the unavailability of Staff counsel, the Commission finds the parties' agreement to continue the Prehearing Conference in this matter is reasonable, and therefore, reschedules the Prehearing Conference for 11:30 a.m. on November 9, 2017.

THEREFORE, THE PREHEARING OFFICER ORDERS:

A. The Prehearing Conference is rescheduled for Thursday, **November 9, 2017, at 11:30 a.m.** by telephone. The conference information is: telephone number (866) 620-7326, Conference Code PIN: 7632914771#.

B. Any party that fails to attend or participate in the status conference, hearing, or other stage of this proceeding may be held in default pursuant to the KAPA.⁵

C. The parties have fifteen (15) days, plus three (3) days if mailed service, from the date this Order was served in which to petition for reconsideration.⁶

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

Dated: October 24, 2017

/s/ *Michael J. Duenes*

Michael J. Duenes
Prehearing Officer

MJD

⁴ Motion to Withdraw as Counsel and Entry of Appearance, p. 1 (Oct. 4, 2017).

⁵ K.S.A. 77-516(c)(8); K.S.A. 77-520.

⁶ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 77-529(a)(1); *see* K.S.A. 66-118b.

CERTIFICATE OF SERVICE

I certify that on 10/27/17, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Kenneth L. Cole
PO Box 431
Russell, KS 67665
Counsel for H & H Production, Inc.

Mary A. Herman
H & H Production, Inc.
2461 SW Brookhaven Lane
Topeka, KS 66614

and delivered by e-mail to:

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Michael J. Duenes, Assistant General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission