

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

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

In the matter of an Order to Show Cause issued) Docket No.: 17-CONS-3374-CSHO
to Nordmeyer Oil, Inc. ("Operator") for its)
failure to comply with either K.A.R. 82-3-400) CONSERVATION DIVISION
or K.A.R. 82-3-409 regarding injection that)
took place during the 2015 calendar year.) License No.: 6788

MOTION FOR DEFAULT ORDER

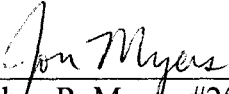
For the following reasons, Commission Staff moves for a Default Order to be issued against Operator.

1. On November 17, 2016, Staff filed a motion for an order to show cause against Operator, alleging Operator's violation of either K.A.R. 82-3-400 or K.A.R. 82-3-409 for the 2015 calendar year, constituting a second-time violation at the well at issue. Operator did not respond to the motion. On December 8, 2016, the Commission issued a motion to show cause, setting a December 14, 2016, prehearing conference. Operator failed to enter an appearance or participate in the prehearing conference. Subsequent to the prehearing conference, Ray Nordmeyer contacted Staff's Litigation Counsel, stating that he had forgotten about the prehearing conference.

2. Mr. Nordmeyer's statement to Staff's Litigation Counsel demonstrates that Operator had adequate notice of the prehearing conference. Further, Mr. Nordmeyer's personal failure to remember to attend the prehearing conference is of no consequence, as Operator is a corporation. As stated in the Commission's December 8, 2016, Order, "[I]f a corporation fails to enter an appearance via an attorney prior to the Prehearing Conference, it shall be held in default" (emphasis added). Operator did not have an attorney enter an appearance prior to the

conference and also failed to attend. A representative of Operator explicitly acknowledged having received notice and forgot about it. The Commission's December 8, 2016, Order is clear that such situations shall result in default. Staff therefore respectfully requests issuance of a default order.

Respectfully submitted,


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

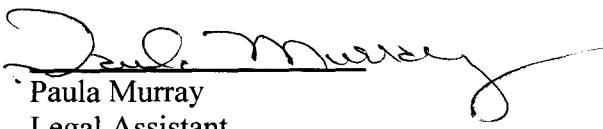
CERTIFICATE OF SERVICE

I certify that on 12/16/16, I caused a complete and accurate copy of this Motion to be served via United States mail, with the postage prepaid and properly addressed to the following:

Ray V. Nordmeyer
Nordmeyer Oil, Inc.
362 90th Road
Toronto, Kansas 66777

And delivered by email to:

Michael Duenes
KCC Topeka Office


Paula Murray
Legal Assistant
Kansas Corporation Commission