

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

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

In the matter of the failure of Benjamin M.) Docket No: 18-CONS-3167-CPEN
Giles ("Operator") to comply with K.A.R.)
82-3-104 and K.A.R. 82-3-111 at the Wright) CONSERVATION DIVISION
#1 OWWO well in Butler County, Kansas.)
_____) License No: 5446

PREHEARING OFFICER ORDER CONTINUING 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 January 4, 2018, the Commission designated a Prehearing Officer to address any scheduling or procedural matters pursuant to K.S.A. 77-517(b), and scheduled a Prehearing Conference for January 25, 2018.¹

2. At the January 25, 2018, Prehearing Conference, the parties agreed to continue the Prehearing Conference until March 8, 2018, in the hopes of resolving the outstanding issues involved in this proceeding.

THEREFORE, THE PREHEARING OFFICER ORDERS:

A. The Prehearing Conference shall be continued to **Thursday, March 8, 2018, at 9:45 a.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN: 7632914771#.

B. Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default pursuant to the KAPA.²

¹ Order Denying Request for Rescission of Penalty Order, Designating a Prehearing Officer, and Setting Prehearing Conference, ¶ 5 and Ordering Clause C (Jan. 4, 2018).

C. Parties have 15 days from the date of electronic service of this Order to petition for reconsideration.³

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

Dated: January 25, 2018

/s/ Michael J. Duenes

Michael J. Duenes
Prehearing Officer

EMAIL

MJD

JAN 25 2018

² K.S.A. 77-516(c)(8); K.S.A. 77-520.

³ K.S.A. 55-162; 55-606; K.S.A. 66-118b; K.S.A. 77-529(a)(I).

CERTIFICATE OF SERVICE

I certify that on JAN 25 2018, I caused a complete and accurate copy of this Order to be served via electronic mail, addressed to the following:

Jonathan A. Schlatter
Morris Laing Evans Brock & Kennedy, Chtd.
300 N. Mead, Suite 200
Wichita, KS 67202
jschlatter@morrislaing.com
Attorneys for Benjamin M. Giles

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Michael Duenes, Assistant General Counsel
KCC Topeka Office

/s/ DeeAnn Shupe
DeeAnn Shupe

EMAILED

JAN 25 2018