THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

In the Matter of the Notice of Denial of)	Docket No: 17-CONS-3539-CMSC
License Renewal Application Issued to)	
Tontol, LLC.)	CONSERVATION DIVISION
)	
)	License No. 34525

MOTION TO CLOSE DOCKET

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

- 1. On March 23, 2017, Operator submitted an application for a license.
- 2. On March 24, 2017, Commission Staff denied Operator's license application because of Operator's association with Shasta, Inc., License #31904, which has unplugged wells on its expired, suspended license and has not complied with the Commission's Default Order in Docket 16-CONS-372-CSHO.
 - 3. On April 13, 2017, Operator timely requested a hearing.
- 4. On April 27, 2017, the Commission issued an Order Designating Prehearing Officer and Setting Prehearing Conference, setting a prehearing conference for May 25, 2017. At the moment, no prehearing conference is scheduled and no procedural schedule has been issued.
- 5. On February 7, 2018, Operator emailed a cancellation of its request for hearing to Staff Counsel and the Prehearing Officer. A copy of the email is attached. The email comports with previous verbal communications Operator made to Staff Counsel and the Prehearing Officer, in which Operator stated it would be withdrawing its request for hearing. Staff notes there is no settlement agreement in this matter; rather, Operator transferred all wells from its license and thus no longer needs to maintain a license.

WHEREFORE, based upon Operator's email withdrawing its request for hearing, and as no issues remain to be resolved, Staff moves the Commission for this docket to be closed.

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

Jon Myers

From:

azbisbee@cox.net

Sent:

Wednesday, February 07, 2018 10:26 AM

To:

Jon Myers; Michael Duenes

Subject:

STATUS CONF - 17-CONS-3539-CMSC [2]

EXTERNAL EMAIL. Think before clicking links or opening attachments.

Jon Myers
Litigation Counsel
Conservation Division
Kansas Corporation Commission
266 N. Main, Suite 220 | Wichita, KS | 67202-1513 Phone (316) 337-6200 | Fax (316) 337-6211 | http://kcc.ks.gov/

re: 17-CONS-3539-CMSC [2]

Gentlemen:

Please accept this REQUEST TO CANCEL my request for hearing on the subject matter. That matter has been terminated by Settlement Agreement. Tontol LLC, by its managing member Donald Bisbee, no longer desires a hearing on 17-CONS-3539-CMSC [2].

Thank you for your attention and consideration.

/s/ Donald Bisbee (electronically signed) Donald Bisbee, Individually and as Managing Member of Tontol LLC.

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

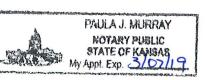
State Corporation Commission

of the State of Kansas

SUBSCRIBED AND SWORN to before me this ______ day of _______, 2018.

Notary Public

My Appointment Expires: 3/07/19



CERTIFICATE OF SERVICE

I certify that on	2/9/18	, I caused a complete and accurate copy
of this Motion to be served	l via electronically an	d via United States mail, with the postage
prepaid and properly addre	essed to the following	•

Donald Bisbee Tontol, LLC 7807 E. Buena Terra Way Scottsdale, AZ 85250 azbisbee@cox.net

Jonathan R. Myers, Litigation Counsel KCC Central Office j.myers@kcc.ks.gov

Michael J. Duenes, Assistant General Counsel KCC Topeka Office m.duenes@kcc.ks.gov

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