

**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-3043-CSHO  
issued to Kutter Oil Co. (“Operator”) )  
regarding responsibility under K.S.A. 55-179 ) CONSERVATION DIVISION  
for unplugged wells on an expired license. )  
\_\_\_\_\_ ) License No. 31785

**ORDER CLOSING DOCKET**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On August 22, 2017, the Commission issued its *Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference*, setting a September 14, 2017, Prehearing Conference,<sup>1</sup> which was subsequently continued to November 9, 2017, via a Prehearing Officer Order.<sup>2</sup>

2. On November 2, 2017, Commission Conservation Staff (Staff) filed a Motion to Close Docket, wherein Staff stated its determination “that both wells at issue in this docket have now been plugged. The matter at issue has thus now been resolved, and so Staff now moves the Commission to close this docket.”<sup>3</sup>

3. The Commission accepts Staff’s determination that the wells at issue in this proceeding have been plugged, and therefore, finds that Kutter Oil Co. has no further responsibility for plugging the wells.

<sup>1</sup> *Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference*, Ordering Clause C (Aug. 22, 2017).

<sup>2</sup> *Prehearing Officer Order Rescheduling Prehearing Conference*, Ordering Clause A (Sept. 13, 2017).

<sup>3</sup> Motion to Close Docket, ¶ 3 (Nov. 2, 2017).

**THEREFORE, THE COMMISSION ORDERS:**

A. Kutter Oil Co. has no responsibility to plug the wells at issue in this proceeding, and the docket is closed.

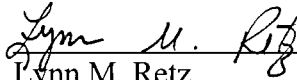
B. The parties have fifteen (15) days, plus three (3) days if mailed service, in which to petition the Commission for reconsideration.<sup>4</sup>

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

**BY THE COMMISSION IT IS SO ORDERED.**

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: NOV 09 2017

  
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Lynn M. Retz  
Secretary to the Commission

Mailed Date: November 9, 2017

MJD

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<sup>4</sup> K.S.A. 55-162; 55-606; K.S.A. 66-118b; K.S.A. 77-529(a)(1).

**CERTIFICATE OF SERVICE**

I certify that on 11/9/17, 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:

Tim Gulick  
Kutter Oil Co.  
102 N. Adams Street  
Eureka, KS 67045

and delivered by e-mail to:

Jonathan R. Myers, Litigation Counsel  
KCC Central Office

Michael Duenes, Office of General Counsel  
KCC Topeka Office

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