

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

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Susan K. Duffy

In the Matter of the Application of) Docket No: 19-CONS-3184-CUIC
Abercrombie Energy, LLC to authorize)
injection of saltwater into the Mississippi) CONSERVATION DIVISION
formation at the Brown #1-26 well, located in)
Section 26, Township 33 South, Range 31) License No: 32457
West, Seward County, Kansas.)

SECOND PREHEARING OFFICER ORDER
ADJUSTING PROCEDURAL SCHEDULE
AND SETTING STATUS 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 October 22, 2018, Abercrombie Energy, LLC (Operator) filed an Application to authorize injection of saltwater into the Mississippi formation at the Brown #1-26 well, located in Seward County, Kansas.¹ A hearing on the Application is currently scheduled for July 18, 2019, and the first pre-filed direct testimony deadline is May 28, 2019.²

2. At a May 20, 2019, status conference, Operator requested an adjustment to the procedural schedule, so as to give parties more time to potentially resolve matters short of an evidentiary hearing. Staff was not opposed. The only other parties to this proceeding, L.H. and Thais Brown, were not in attendance in person or through counsel.

¹ Application (Oct. 22, 2018).

² See *Prehearing Officer Order Adjusting Procedural Schedule & Setting Status Conference*, ¶ 3 (Mar. 26, 2019).

3. In light of the above, the Prehearing Officer finds it appropriate to adjust the procedural schedule as follows:

Operator Pre-filed Direct Testimony	Due: July 15, 2019
Protestor Pre-Filed Direct Testimony	Due: July 22, 2019
Discovery Cut-Off	Due: July 29, 2019
Staff Pre-Filed Direct Testimony	Due: July 29, 2019
Rebuttal Testimony	Due: August 5, 2019
<u>Evidentiary Hearing before the Commission</u>	August 15, 2019, 10:00 a.m.
266 N. Main, Suite 220, Wichita, Kansas 67202	

4. The Prehearing Officer also finds it appropriate to set a status conference to discuss issues that will promote the orderly and prompt resolution of this proceeding.

THEREFORE, THE PREHEARING OFFICER ORDERS:

A. The procedural schedule set forth in Paragraph 3 above is adopted; all previous procedural schedules have been replaced with that set forth in Paragraph 3 above.

B. A Status Conference is scheduled for **Thursday, June 27, 2019, at 9:00 a.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN: 3902542751.

BY THE PREHEARING OFFICER IT IS SO ORDERED.

Dated: May 20, 2019

/s/ Jonathan R. Myers
Jonathan R. Myers
Prehearing Officer

JRM

CERTIFICATE OF SERVICE

19-CONS-3184-CUIC

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of
electronic service on 05/20/2019.

TODD BRYANT, GEOLOGIST SPECIALIST
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 785-271-3354
t.bryant@kcc.ks.gov

GRANT GALYON
ABERCROMBIE ENERGY, LLC
10209 W. Central, Ste. 2
Wichita, KS 67212
grant@abercrombiegroup.com

STEVEN D. GOUGH, COUNSEL
WITHERS, GOUGH, PIKE & PETERSON, LLC
O.W. GARVEY BUILDING
200 W DOUGLAS, SUITE 1010
WICHITA, KS 67202
Fax: 316-303-1018
sgough@withersgough.com

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
j.myers@kcc.ks.gov

RENE STUCKY
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 785-271-3354
r.stucky@kcc.ks.gov

WILL B. WOHLFORD, ATTORNEY
MORRIS LAING EVANS BROCK & KENNEDY CHTD
300 N MEAD STE 200
WICHITA, KS 67202-2745
Fax: 316-262-6226
wwohlford@morrislaing.com

LAUREN WRIGHT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
l.wright@kcc.ks.gov

/S/ DeeAnn Shupe
DeeAnn Shupe