

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

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

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|---|-------------------------------|
| In the matter of an Order to Show Cause) | Docket No.: 17-CONS-3372-CSHO |
| issued to Rodger D. Wells dba Pioneer) | |
| Resources ("Operator") for its failure to) | CONSERVATION DIVISION |
| comply with either K.A.R. 82-3-400 or) | |
| K.A.R. 82-3-409 regarding injection that) | License No.: 32016 |
| took place during the 2015 calendar year.) | |

ORDER RESCHEDULING PREHEARING CONFERENCE

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

1. On December 8, 2016, the Commission issued in this docket its *Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference* (Order). The Order scheduled a Prehearing Conference for December 14, 2016.¹

2. On December 14, 2016, the scheduled Prehearing Conference was held, but Operator did not participate.

3. K.S.A. 77-520 provides that if a party fails to attend any stage of an adjudicative proceeding, the agency may issue a default order with a statement of the grounds for such order.

4. On December 16, 2016, Commission Staff (Staff) filed a Motion to Reschedule Prehearing Conference (Motion), asking that "the prehearing conference in this docket . . . be rescheduled to a date and time in the second week in January." Staff stated that Operator is not opposed to rescheduling.² Staff also believes that, given the short timeframe between the

¹ Order, Ordering Clause B, p. 2 (Dec. 8, 2016).

² Motion, p. 1.

issuance of the Commission's Order setting the Prehearing Conference and the originally scheduled Prehearing Conference, default would be inappropriate in this matter.³

5. The Commission agrees with Staff and finds that the Prehearing Conference in this matter shall be rescheduled.

THEREFORE, THE COMMISSION ORDERS:


A. Staff's Motion to Reschedule Prehearing Conference is granted, and a new Prehearing Conference is scheduled for Thursday, **January 12, 2017**, at 9:00 a.m. by telephone. The conference information is: telephone number (866) 620-7326, Conference Code PIN: 7632914771#.

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

BY THE COMMISSION IT IS SO ORDERED.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: DEC 22 2016



Amy L. Green
Secretary to the Commission

Mailed Date: December 22, 2016

MJD/sc

³ *Id.*

CERTIFICATE OF SERVICE

I certify that on 12/22/16, 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:

Rodger D. Wells dba Pioneer Resources
80 Windmill Drive
Phillipsburg, Kansas 67661

and delivered by e-mail to:

Jon Myers, Litigation Counsel
KCC Central Office

Michael J. Duenes, Assistant General Counsel
KCC Topeka Office

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