

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

Before Commissioners: Susan K. Duffy, Chair
Dwight D. Keen
Andrew J. French

In the matter of the failure of Haas Petroleum, LLC (Operator) to comply with K.A.R. 82-3-111 and K.A.R. 82-3-407 at various wells.)	Docket Nos.: 22-CONS-3435-CPEN
)	22-CONS-3460-CPEN
)	22-CONS-3469-CPEN
)	23-CONS-3061-CPEN
)	
)	CONSERVATION DIVISION
)	
)	License No: 33640

PROPOSED DEFAULT ORDER

The Commission rules as follows:

1. On February 16, 2023, Operator's counsel motioned to withdraw as counsel in these consolidated penalty matters, citing the wishes of Operator. On February 17, 2023, the motion was granted. In the order granting the motion, Presiding Officer Myers gave Operator until March 10, 2023, to obtain new counsel, noting that failure to have new counsel enter an appearance by such date might result in issuance of a proposed default order. To date, Operator has failed to have a new counsel enter an appearance.
2. K.S.A. 77-520 provides that "If a party fails to attend or participate in a prehearing conference, hearing or other stage of an adjudicative proceeding, the presiding officer may serve upon all parties a written notice of a proposed default order, including a statement of the grounds."
3. Due to Operator's failure to have counsel timely enter an appearance, the Commission finds Operator has failed to participate in a stage of this adjudicative proceeding, and the Commission serves this Proposed Default Order.

4. Pursuant to K.S.A. 77-520(b), Operator may file a written motion requesting this Proposed Default Order be vacated, stating the grounds relied upon, within seven calendar days after service of this Order.

THEREFORE, THE COMMISSION ORDERS:

A. Pursuant to K.S.A. 77-520(c), unless Operator files a timely written motion to vacate this Proposed Default Order, this Order shall be effective. Any motion to vacate must be filed by a licensed attorney, who must first file an entry of appearance, comporting with the pleading requirements of K.A.R. 82-1-219 and identifying the filer as a Kansas-licensed attorney.¹

B. If this Proposed Default Order becomes effective, then this matter shall be completed in the following manner:

- i. The following penalty orders shall become effective and final:
 - a. The Penalty Order in Docket 22-CONS-3435-CPEN (May 24, 2022);
 - b. The Penalty Order in Docket 22-CONS-3460-CPEN (Jun. 14, 2022);
 - c. The Penalty Order in Docket 22-CONS-3469-CPEN (Jun. 23, 2022);
 - and
 - d. The Penalty Order in Docket 23-CONS-3061-CPEN (Aug. 30, 2022).
- ii. Operator's license shall remain suspended until Operator complies with the penalty orders; and
- iii. Any party may file and serve a petition for reconsideration, through a licensed attorney, pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1), so long as such party has first had an attorney enter an appearance in the manner described above.²

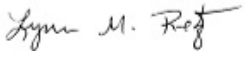
¹ See *id.* at Ordering Clause A; K.S.A. 77-515(c).

² See *id.*; K.S.A. 77-520(e); K.S.A. 77-529(a)(1).

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chairperson; Keen, Commissioner; French, Commissioner

Dated: 03/23/2023



Lynn M. Retz
Executive Director

Mailed Date: 03/23/2023

JRM

CERTIFICATE OF SERVICE

22-CONS-3435-CPEN, 22-CONS-3460-CPEN, 22-CONS-3469-CPEN, 23-CONS-3061-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of
electronic service on 03/23/2023.

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