

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

In the matter of the failure of Benjamin M. Giles)	Docket No: 20-CONS-3039-CPEN
("Operator") to comply with K.A.R. 82-3-407)	
At the Paulsen #8B in Butler County, Kansas)	CONSERVATION DIVISION
)	
)	License No: 5446

**COMBINED MOTION REQUESTING WITHDRAWAL OF
REQUEST FOR HEARING AND PETITION FOR INTERVENTION**

MWM Oil Co., Inc. ("MWM") and Charlene A. Giles ("Giles") (collectively, "Movants"), respectfully move the Commission for an order allowing Giles to withdraw her request for hearing, and MWM to withdraw its Petition for Intervention in this docket. In support of their Combined Motion, Movants state and allege as follows:

1. On August 6, 2019, the Commission issued a Penalty Order against the captioned operator for an alleged violation of K.A.R. 82-3-407 at the Paulsen #8 SWD, which regulation requires injection wells to periodically pass a mechanical integrity test.

2. On September 3, 2019, Giles requested a hearing on behalf of the captioned operator. Giles is the widow of the captioned operator.

3. On October 17, 2019, MWM submitted a Petition for Intervention in this docket. MWM is a working interest owner in the oil and gas lease at issue in this docket. MWM's Petition for Intervention has been fully briefed.

4. A Prehearing Conference was held on October 1, 2019. At the Prehearing Conference it was determined to delay scheduling to allow for discussion surrounding the issues of compliance at the Paulsen #8B SWD and MWM's bankruptcy. Status conferences were subsequently held on October 10, 2019, and October 22, 2019 where said issues were discussed.

5. As of this date, a prehearing schedule has not been entered, and no further prehearing or status conference has been scheduled. The Commission has not yet ruled on MWM's Petition for Intervention.

6. On December 5, 2019, nearly all of the assets of MWM were liquidated at bankruptcy auction. The subject lease and well, however, did not sell at auction.

7. Giles sought a hearing, and MWM sought to intervene, to preserve and protect the assets of the bankruptcy estate of MWM Oil Co., Inc. In light of the Commission's Order dated November 21, 2019, in Docket No. 20-CONS-3082-CPEN, and the fact that nearly all of the assets of MWM have been liquidated in bankruptcy, the Movants no longer wish to incur the time and expense associated with conducting an evidentiary hearing on the issues raised in this docket.


8. Granting this Combined Motion will prevent waste, because the time and resources that would ordinarily be incurred in preparing for and participating in the requested evidentiary hearing will be preserved. Further, no party will be prejudiced by the granting of this Combined Motion.

WHEREFORE, for the reasons set forth above, Movants respectfully request that the Commission grant this Combined Motion and allow Giles to withdraw her request for hearing and to allow MWM to withdraw its Petition to Intervene, and to provide for such further and other relief as the Commission deems just and proper.

Respectfully submitted by,

MORRIS, LAING, EVANS, BROCK
& KENNEDY, CHARTERED

By: _____

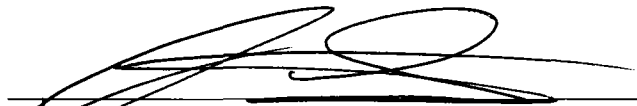

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VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

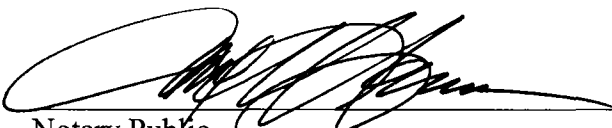
Jonathan A. Schlatter, being of lawful age and being first duly sworn upon his oath, deposes and says:

That he is the attorney for MWM Oil Co., Inc.; he has read the above and forgoing Combined Motion and is familiar with its contents, and that the statements made therein are true and correct to the best of his knowledge and belief.



Jonathan A. Schlatter


SIGNED AND SWORN to before me this 3rd day of January, 2020.



Notary Public

My Appointment expires: 11/05/2020



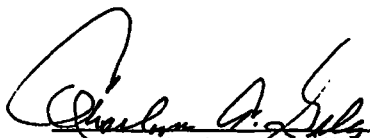

CHARLENE A. GILES
Telephone: (316) 655-7449
charlene121965@att.net

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

Charlene A. Giles, being of lawful age and being first duly sworn upon her oath, deposes and says:

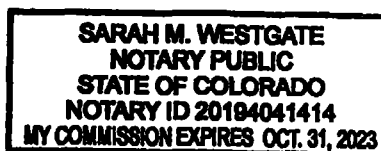
That she has read the above and forgoing Combined Motion and is familiar with its contents, and that the statements made therein are true and correct to the best of her knowledge and belief.


Charlene A. Giles

SIGNED AND SWORN to before me this 31 day of December, 20 19.


Notary Public

My Appointment Expires:



CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 3rd day of January, 2020, I caused the original of this **Combined Motion Requesting Withdrawal of Request for Hearing and Petition for Intervention** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and caused a true and correct copy of the same be electronically served to the following parties:

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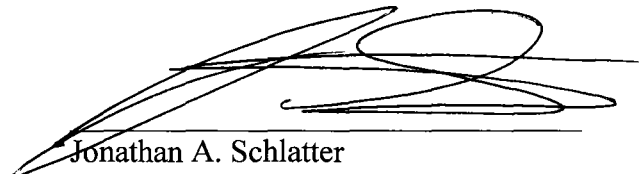
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