

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

In the matter of resolving K.A.R. 82-3-111 issues)	Docket No.: 20-CONS-3129-CPEN
Associated with Prairie Gas Operating, LLC)	20-CONS-3144-CPEN
("Operator") in four consolidated dockets,)	20-CONS-3220-CPEN
Regarding wells in Greeley and Hamilton)	21-CONS-3199-CPEN
Counties, Kansas)	
)	CONSERVATION DIVISION
)	
)	License No.: 35442

**PRAIRIE GAS OPERATING, LLC'S MOTION
FOR CONSOLIDATION OF DOCKETS
AND TO AMEND ADJUSTED PROCEDURAL SCHEDULE**

COMES NOW PRAIRIE GAS OPERATING, LLC (hereinafter "Prairie Gas") by and through its attorney, Lee Thompson, Thompson Law Firm, L.L.C.. submits this Motion to Consolidate the above referenced Dockets with Docket 22-CONS-3098-CMSC; and to Amend the Adjusted Procedural Schedule entered in the above referenced dockets pending a ruling on Consolidation with Docket 22-3098.

1. The above referenced Dockets, 20 CONS-3129-CPEN, 20-3144, 20-3220 and 21-3199 were Consolidated by Presiding Officer Order dated May 28, 2021. The consolidation followed the Commission's Order of April 20,2021, Lifting a Suspension of the License of Prairie Gas in Dockets 3129, 3144 and 3220.
2. The Commission's Order speaks for itself; but lifted a suspension arising out of issues alleged to impact high fluid levels and casing integrity.

3. The underlying factual issues remaining after the Commission's Order Lifting Suspension were consolidated with another Penalty Order issued on April 13, 2021, which implicated 27 wells operated by Prairie Gas.
4. Prairie Gas received a copy of a Motion for Designation of a Presiding Officer and Scheduling of a Prehearing Conference in Docket 22-3098. The issue identified in the Motion was consideration of Prairie Gas' Operating License and extending the temporarily [sic] expiration date of Operator's license to allow for timely regulatory compliance while the matter is pending before the Commission.
5. The Motion in Docket 22-3098 alleges that inspections have revealed a "multitude of potential regulatory violations, such as but not limited to, temporary abandonment, casing integrity and conducting oil and gas operations under a suspended license." Other than the prior existing dockets, Prairie Gas at this time is unable to respond to the "potential" regulatory violations, the litany of exemplars, and the allegation of operating while under suspended license – all without any specification or notice of violation or opportunity for formal hearing being afforded.
6. Staff's extension of the temporary expiration of Operator's license is appropriate and would appear to militate in favor of informal discussions and factual exchanges to further identify Staff's concerns.
7. Consolidation of the requested Dockets is appropriate because Staff has now engaged in analysis, if not allegations impinging upon of the entire operation of Prairie Gas in

Kansas. The scope of the putative allegations is sufficiently broad so as to affect production from hundreds of wells in western Kansas.

REQUEST FOR CONSOLIDATION

8. Regardless of the scope and nature of the license renewal “overview” of the License Renewal Application, it surely is co-extensive with the issues raised on the four existing dockets created pursuant to Notice and opportunity for hearing.
9. The Presiding Officer previously Ordered the Consolidation of the four captioned dockets on May 28, 2021, holding for the sake of judicial efficiency consolidation was in the public interest.
10. The scope of the allegations and potential regulatory violations referenced in Docket 22-2098 clearly overlap, if not subsume, the allegations in the four dockets referenced above. At a minimum Prairie Gas is entitled to some notice or specification of the potential regulatory violations at issue in order to determine how such investigation might affect, or even pre-empt, any ruling on the four previously consolidated dockets.

REQUEST FOR AMENDMENT OF ADJUSTED PROCEDURAL SCHEDULE

11. The Amended Procedural Schedule provides that Operator should Pre-file Direct and Rebuttal Testimony by September 17, 2021. The current state of the public record and notices provided to Prairie Gas impinges upon its ability to assess what

allegations are unique to certain wells or are encompassed in the multitude of potential regulatory violations for which no penalty notices have been issued.

12. The scope of Prairie Gas' potential pre-filed testimony is further complicated by the intersection of allegations about violation of K.A. R. §82-3-111 in the 27 wells at issue in Docket 21-3199 and the license renewal potential violations in Docket 22-2098.
13. The fact is that at least 15 wells listed in Docket 21-3199 as having failed to obtain temporary abandonment status have in fact received approval by the Staff.
14. , Prairie Gas respectfully requests that the Motion for Consolidation be granted and a further Prehearing Conference be scheduled to efficiently discuss the scope of the Staff's concerns and allegations in all of the pending dockets and how to efficiently deal with discovery and identify issues.

Respectfully Submitted
PRAIRIE GAS OPERATING, LLC

By /s/ Lee Thompson

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CERTIFICATE OF SERVICE

I hereby certify on this 14th day of September 2021, the above and foregoing Motion for Consolidation filed in the referenced docket by the express electronic filing system which will also serve notice upon the Kansas Corporation Commission, Conservation Division at 266 N. Main, Suite 220, Wichita Kansas as directed in the Penalty Order.

/s/ Lee Thompson

LEE THOMPSON