## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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|-----|------|----------------|
| He  | ore  | Commissioners: |
| DC. | LUIC | Commissioners. |

Shari Feist Albrecht, Chair

Jay Scott Emler Pat Apple

| In the Matter of the Application of Hawkins    | ) | Docket No.: 14-CONS-927-CUIO |
|--|---|------------------------------|
| Oil, LLC, to authorize the injection of salt   | ) |                              |
| water into the Arbuckle Formation at the       | ) | CONSERVATION DIVISION        |
| Scully A Lease, Well No. 3, located in the N/2 | ) |                              |
| N/2 SE SW of Section 21, Township 27           | ) | License No.: 32693           |
| South, Range 4 East, Butler County, Kansas.    | ) |                              |

# ORDER DESIGNATING PREHEARING OFFICER AND SETTING PREHEARING CONFERENCE

- 1. On May 21, 2014, Hawkins Oil filed an application to amend its injection authority at the Scully #3-A well, requesting to increase the injection pressure from zero to 300 pounds per square inch and to increase the injection rate from 2,000 barrels to 3,000 barrels per day. Various parties have filed protest letters with the Commission: Terry P. Bandy, dba Te-Pe Oil & Gas; William James Lytton, Jr.; Williams J. Lytton; Jerry & Jolene Jeffries; and Gerald Graham.
- 2. Upon its own motion and pursuant to K.S.A. 77-551(c), the Commission finds that a Prehearing Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517(b). The Commission also finds that an initial prehearing conference should be scheduled in this matter.

#### THEREFORE, THE COMMISSION ORDERS:

A. The Prehearing Officer in this proceeding shall be Jonathan R. Myers, Counsel, Kansas Corporation Commission, 130 S. Market, Room 2078, Wichita, Kansas 67202, telephone number 316-337-6200, email address j.myers.kcc.ks.gov.

- B. A Prehearing Conference is scheduled for Thursday, July 17, 2014. The Prehearing Conference shall begin at 1:30 p.m. and end by 2:30 p.m., at the Commission's offices, 130 S. Market, Room 2078, Wichita, Kansas 67202. Telephonic attendance may be permitted upon advance request. The Prehearing Conference will focus on the development of a procedural schedule for this docket.
- C. At the Prehearing Conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and any other issues that will promote the orderly and prompt resolution of this proceeding.
- D. At the Prehearing Conference, without further notice, this proceeding may be converted into a conference hearing or a summary proceeding for disposition of this matter as provided by the Kansas Administrative Procedure Act ("KAPA"). Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding shall be held in default under the KAPA.
- E. Pursuant to K.A.R. 82-3-229(d)(2), corporations must enter an appearance via an attorney. If a corporation fails to enter an appearance via an attorney prior to the Prehearing Conference, it shall be held in default under the KAPA.
- F. The attorney designated to appear on behalf of the agency in this proceeding is John McCannon, Litigation Counsel, telephone number 316-337-6200, email address <a href="mailto:i.mccannon@kcc.ks.gov">i.mccannon@kcc.ks.gov</a>.

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

### BY THE COMMISSION IT IS SO ORDERED.

| Albrecht, Chair; E | Emler, Com.; Apple, Com. |                           |
|--------------------|--------------------------|---------------------------|
| Dated:             | JUL 0 1 2014             | Thomas A. Day             |
|                    | 7 2 2011                 | Acting Executive Director |
| Mailed Date:       | 4-2-2014                 |                           |

JRM

I CERTIFY THE ORIGINAL COPY IS ON FILE WITH The State Corporation Commission

JUL 0 1 2014

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#### **CERTIFICATE OF SERVICE**

I certify that on 7 - 2 - 2014, 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:

J. Hunt Hawkins Hawkins Oil, LLC 427 S. Boston Ave, Suite #915 Tulsa, OK 74103

William James Lytton, Jr. Director ECTS 8800 SW 95<sup>th</sup> St. Augusta, KS 67010

Gerald Graham 9626 SW River Valley Rd. Augusta, KS 67010

Jerry & Joleen Jeffries 9770 SW River Valley Rd. Augusta, KS 67010

And delivered by hand to:

John McCannon KCC Litigation Counsel

Alan Snider, Tony Vail KCC UIC Department

Terry P. Bandy dba Te-Pe Oil & Gas P.O. Box 522 Canton, KS 67428

William James Lytton 8853 SW 95<sup>th</sup> St. Augusta, KS 67010

Jonathan R. Myers
Litigation Counsel

Kansas Corporation Commission