

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

Before Commissioners:                   Dwight D. Keen, Chair  
  Shari Feist Albrecht  
  Susan K. Duffy

In the matter of the failure of Prairie Gas ) Docket No: 19-CONS-3396-CPEN  
Operating, LLC (“Operator”) to comply with )  
K.A.R. 82-3-104 at the Boltz #1 well in ) CONSERVATION DIVISION  
Hamilton County, Kansas. )  
\_\_\_\_\_ ) License No: 35442

In the matter of the failure of Prairie Gas ) Docket No: 20-CONS-3007-CPEN  
Operating, LLC (“Operator”) to comply with )  
K.A.R. 82-3-603 at the Bounds lease in Greeley ) CONSERVATION DIVISION  
County, Kansas. )  
\_\_\_\_\_ ) License No: 35442

In the matter of the failure of Prairie Gas ) Docket No: 20-CONS-3018-CPEN  
Operating, LLC (“Operator”) to comply with )  
K.A.R. 82-3-104 at the Beard #1 well in Greeley ) CONSERVATION DIVISION  
County, Kansas. )  
\_\_\_\_\_ ) License No: 35442

**PREHEARING OFFICER ORDER**  
**GRANTING MOTION TO AMEND PROCEDURAL SCHEDULE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. In June and July 2019, the Commission issued penalty orders in the captioned dockets, to which Prairie Gas Operating, LLC (Operator) filed requests for hearings.<sup>1</sup>
2. August 20, 2019, the Commission issued an order consolidating these matters for hearing on a common record.<sup>2</sup>

<sup>1</sup> See *Order Consolidating Dockets, Designating Prehearing Officer, and Setting Prehearing Conference*, ¶¶ 1-3 (Aug. 20, 2019).

<sup>2</sup> *Id.* at ¶ 4.

3. On September 11, 2019, the Prehearing Officer issued an order setting a procedural schedule, including the setting of a November 15, 2019, evidentiary hearing.<sup>3</sup>

4. On October 18, 2019, Operator filed a motion to amend the procedural schedule, stating that it is seeking time to continue efforts to settle these matters, and that Commission Staff had no objection to the continuance.<sup>4</sup> Operator seeks to move the evidentiary hearing from November 15, 2019, to December 19, 2019, and to adjust the procedural schedule accordingly.<sup>5</sup>

5. The Prehearing Officer notes that the law encourages settlement,<sup>6</sup> and sees no reason to deny an uncontested motion to continue these recently-initiated dockets for another month. Operator's motion is granted.

6. The procedural schedule is adjusted as follows:

Commission Staff Pre-Filed Direct Testimony	Due: N/A (Already Submitted)
Discovery Cut-Off	Due: N/A (Deadline Passed)
Operator Pre-Filed Direct Testimony	Due: November 4, 2019
Rebuttal Testimony	Due: November 18, 2019
<u>Evidentiary Hearing before the Commission</u>	December 19, 2019, 10:00 a.m.
266 N. Main, Suite 220, Wichita, Kansas 67202	

7. Any settlement agreement the parties wish to present for Commission consideration shall be due by December 9, 2019.

8. All other aspects of the September 11, 2019, *Prehearing Officer Order Setting Procedural Schedule* remain in force.

**BY THE PREHEARING OFFICER IT IS SO ORDERED.**

Dated: October 23, 2019

/s/ Jonathan R. Myers

Jonathan R. Myers  
Prehearing Officer

JRM

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<sup>3</sup> See Prehearing Officer Order Setting Procedural Schedule ¶ 2, Ordering Clause A (Sept. 11, 2019).

<sup>4</sup> Motion to Amend Procedural Schedule (Oct. 18, 2019).

<sup>5</sup> *Id.*

<sup>6</sup> See *Bright v. LSI Corp.*, 254 Kan. 853, 858 (1994).

**CERTIFICATE OF SERVICE**

19-CONS-3396-CPEN, 20-CONS-3007-CPEN, 20-CONS-3018-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

10/23/2019

electronic service on \_\_\_\_\_.

MICHAEL GLAMANN, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
m.glamann@kcc.ks.gov

FRED MACLAREN  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 1  
210 E. FRONTVIEW SUITE A  
DODGE CITY, KS 67801  
Fax: 785-271-3354  
e.maclaren@kcc.ks.gov

KELCEY MARSH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
k.marsh@kcc.ks.gov

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
Fax: 316-337-6211  
j.myers@kcc.ks.gov

MICHELE PENNINGTON  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 1  
210 E. FRONTVIEW SUITE A  
DODGE CITY, KS 67801  
Fax: 785-271-3354  
m.pennington@kcc.ks.gov

IAN B. ACREY  
Prairie Gas Operating, LLC  
PO BOX 2170  
TULSA, OK 74101  
iacrey@pge-llc.com

LEE THOMPSON, ATTORNEY  
THOMPSON LAW FIRM, LLC  
D/B/A THOMPSON LAW FIRM, LLC  
322 N MAIN  
PO BOX 1480  
WICHITA, KS 67201-1480  
Fax: 316-267-3901  
lthompson@tslawfirm.com

/s/ DeeAnn Shupe

DeeAnn Shupe