

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

Before Commissioners: Shari Feist Albrecht, Chair Jay Scott Emler Dwight D. Keen

In the Matter of the Application of Palomino  
Petroleum to authorize injection of saltwater  
into Arbuckle formation at the  
Carter Trust SWD well in the SW/4 of Section  
23, Township 17 South, Range 26 West, Ness  
County, Kansas.

County, Kansas

Docket No: 19-CONS-3078-CUIC  
CONSERVATION DIVISION  
License No: 30742

**RESPONSE TO Applicant's Motion to Dismiss the Protest of Cindy Hoedel**

Sept. 28, 2018

Honorable commissioners,

Please use your broad discretionary powers to determine that my protest and ability to participate in this docket should not be dismissed.

1) I am not an attorney, rather a member of the public trying to navigate the litigation process that KCC forces citizens into if they want to protest a UIC permit application, there being no public comments period allowed and no hearing at which the public is allowed to speak or ask questions.

2) As a property owner whose house has been strongly shaken in 2016, 2017 and 2018 by earthquakes in Kansas and Oklahoma that the USGS says are definitely caused by wastewater injection<sup>1</sup>, I am directly affected by the cumulative effect of wastewater injection wells.

3) As a member of the public, my concerns and interest are not addressed by staff. In the recent Thrasher hearing (Docket 18-CONS-3196-CUIC), staff counsel announced her presence by saying she represented "staff and the public" and yet in her opening and closing remarks in both the Hadl (Docket 18-CONS-3195-CUIC) and the Thrasher hearings, she failed to address any concerns expressed by the public and by Douglas County in dozens of written protest letters.

4) As commissioners with the solemn duty to protect the water of Kansas, it seems clear that you would want to hear the questions and concerns I have about the Carter Trust lease in making your determination about whether to approve the application, rather than only hearing from the echo chamber of the regulated community and KCC staff, a staff that testified in Thrasher that they routinely assist the regulated community in filling out forms and conducting research rather than requiring the regulated community to comply with the regulations because "it's quicker," creating the strong impression that staff views its role as advancing the interests of the regulated community rather than those of the public.

5) I am sending a copy of this response to the entire service list.

Respectfully,

Cindy Hoedel, 205 Mercer St., Matfield Green, KS 66862

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<sup>1</sup> <https://www.newsweek.com/kansas-shaking-earthquakes-tied-oil-and-gas-production-have-skyrocketed-state-813870>