

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

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

In the Matter of the Application of R & D) Docket No: 18-CONS-3324-CUIC
Oil, LLC, to authorize injection of)
saltwater into the Squirrel formation at the) CONSERVATION DIVISION
Roberson Lease, Wells #I-2 and I-3,)
located in Section 8, Township 18 South,) License No: 35100
Range 21 East, Franklin County, Kansas.)

**ORDER DESIGNATING PREHEARING OFFICER AND
SETTING PREHEARING CONFERENCE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On January 24, 2018, R & D Oil, LLC (Applicant) filed an application to authorize injection of saltwater into the Squirrel formation at the Roberson Lease, Franklin County, Kansas.¹

2. Between February 13, 2018 and March 6, 2018, several protests have been filed in the docket.²

3. On February 28, 2018, Keith A. Brock, Anderson & Byrd, LLP, filed his Entry of Appearance on behalf of the Applicant.

4. 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), and a Prehearing Conference should be scheduled.

¹ Application, Jan. 24, 2018.

² Protest Letter – Scott Yeargain, Feb. 13, 2018; Protest Letter – Polly Shteamer, Feb. 13, 2018; Letter of Protest – Roxanne Mettenburg.

5. Although a Prehearing Officer is designated in this docket, parties are still required to file pleadings with the Commission, and filings shall be made with the Commission's Docket Room before 5:00 p.m. on the date scheduled for service. Any electronic service received after the deadline set forth in the procedural schedule, or any filing made after 5:00 p.m. on the date scheduled for service, shall be accompanied by a Motion to File Out-of-Time.

6. The Commission requests the parties consent to electronic service in this proceeding by emailing the Prehearing Officer to affirm consent.

THEREFORE, THE COMMISSION ORDERS:

A. The Prehearing Officer in this proceeding shall be Samuel Feather, Deputy General Counsel, Kansas Corporation Commission, 1500 SW Arrowhead Road, Topeka, Kansas, 66604-4027, telephone number (785) 271-3240, email address s.feather@kcc.ks.gov. The Commission may designate other Staff members to serve in this capacity.

B. A Prehearing Conference is scheduled for **April 30, at 11:00 a.m.** by telephone. The conference call information is: telephone number (866) 620-7326, Conference Code PIN: 7632914771#.

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 may be held in default under the KAPA.³

E. A corporation shall appear before the Commission by a Kansas licensed attorney.⁴


F. The attorney designated to appear on behalf of the agency in this proceeding is Lauren Wright, Litigation Counsel, telephone number (316) 337-6200, l.wright@kcc.ks.gov.

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; Emler, Commissioner; Apple, Commissioner

Dated: 04/03/2018



Lynn M. Retz
Secretary to the Commission

Date Mailed: _____

SF/sc

³ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

⁴ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

CERTIFICATE OF SERVICE

18-CONS-3324-CUIC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of
electronic service on 04/03/208.

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/S/ DeeAnn Shupe

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