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 Application of Merit Energy))	Docket No: 20-CONS-3148-CUNI
Company, LLC, for an Order Authorizing the))	
Unitization and Unit Operation of the River))	CONSERVATION DIVISION
Bend Chester Unit to be located in Haskell))	
County, Kansas.)	License No: 32446

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 the following:

- 1. On November 14, 2019, Merit Energy Company, LLC, filed an application for an order authorizing the unitization and unit operation of the River Bend Chester Unit, Haskell County, Kansas, under K.S.A. 55-1301 *et seq*.¹
- 2. The Commission finds a Prehearing Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517(b),² and a Prehearing Conference should be scheduled.
- 3. Although a Prehearing Officer is designated, 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.

¹ See Application (Nov. 14, 2019).

² See also K.S.A. 77-551(c).

THEREFORE, THE COMMISSION ORDERS:

- A. The Prehearing Officer in this proceeding shall be Jonathan R. Myers, Assistant General Counsel, Kansas Corporation Commission, 266 N. Main Street, Suite 220, Wichita, Kansas, 67202-1513, telephone number (316) 337-6245, email address j.myers@kcc.ks.gov. The Commission may designate other Staff members to serve in this capacity. The Commission directs electronic service of all filings in the docket to include service on the Prehearing Officer and mailed service of all filings to be directed to the Prehearing Officer's attention.
- B. A Prehearing Conference is scheduled for **Wednesday, December 18, 2019, at 4:00 p.m.** by telephone. The conference call information is: telephone number (866) 620-7326, Conference Code PIN: 3902542751.
- 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 Kelcey Marsh, Litigation Counsel, telephone number (316) 337-6200, k.marsh@kcc.ks.gov.

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).

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

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Dut	ffy, Commissioner
Dated:12/05/2019	Lynn M. Retz Executive Director
Mailed Date:	_

CERTIFICATE OF SERVICE

20-CONS-3148-CUNI

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

	/S/ DeeAnn Shupe
Fax: 316-262-6226	
JONATHAN A. SCHLATTER, ATTORNEY	
k.marsh@kcc.ks.gov	
Fax: 785-271-3354	j.myers@kcc.ks.gov
•	Fax: 316-337-6211
	WICHITA, KS 67202-1513
	KANSAS CORPORATION COMMISSION 266 N. Main St., Ste. 220
KELCEY MARSH, LITIGATION COUNSEL	JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL
s.alberg@kcc.ks.gov	
	j.eastes@kcc.ks.gov
DODGE CITY, KS 67801	Fax: 785-271-3354
210 E. FRONTVIEW SUITE A	WICHITA, KS 67202-1513
DISTRICT OFFICE NO. 1	266 N. Main St., Ste. 220
KANSAS CORPORATION COMMISSION	KANSAS CORPORATION COMMISSION
SCOTT ALBERG, DISTRICT #1 SUPERVISOR	JAKE EASTES, GEOLOGIST SPECIALIST
	·
ss mail and electronic service on 12/05/2019	
	SCOTT ALBERG, DISTRICT #1 SUPERVISOR KANSAS CORPORATION COMMISSION DISTRICT OFFICE NO. 1 210 E. FRONTVIEW SUITE A DODGE CITY, KS 67801 Fax: 785-271-3354 s.alberg@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 A. SCHLATTER, ATTORNEY MORRIS LAING EVANS BROCK & KENNEDY CHTD 300 N MEAD STE 200 WICHITA, KS 67202-2745