

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

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

In the matter of the failure of Bow Creek Oil) Docket No.: 18-CONS-3124-CPEN
Company, a General Partnership (“Operator”))
to comply with K.A.R. 82-3-111 at the) CONSERVATION DIVISION
Richmond #1, Ross #1 and Banbury A #1 wells)
in Greeley and Hamilton County, Kansas.) License No.: 34530

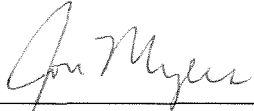
MOTION FOR DEFAULT ORDER

The Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission,” respectively), moves the Commission for a Default Order to be issued against Operator. In support of its motion, Staff states as follows:

1. On August 31, 2017, the Commission issued a Penalty Order against Operator. On October 5, 2017, Operator filed an appeal. On November 9, 2017, the Commission issued an order setting this matter for a December 5, 2017, prehearing conference.
2. Counsel for Staff appeared at the pre-hearing conference on December 5, 2017, but Operator failed to appear. Staff made an oral motion for default but was asked by the prehearing officer to file a written motion for default.
3. Pursuant to K.S.A. 77-520(a), “[i]f a party fails to attend or participate in a prehearing conference, hearing or other stage of an adjudicative proceeding, the presiding officer may serve upon all parties written notice of a proposed default order, including a statement of the grounds.” Staff believes Operator was properly noticed and afforded an opportunity to attend and participate in the December 5, 2017, prehearing conference, but failed to do so. Therefore, Staff requests that a default order be issued against Operator.

WHEREFORE, for the reasons set forth above, Staff respectfully requests the Commission issue a default order against Operator for failure to appear and participate, and for any further relief as the Commission deems just and proper.

Respectfully submitted,




Jonathan R. Myers, #25975
Litigation Counsel, Kansas Corporation Commission
266 N. Main, Suite 220, Wichita, Kansas 67202
Phone: 316-337-6200; Fax: 316-337-6211

VERIFICATION

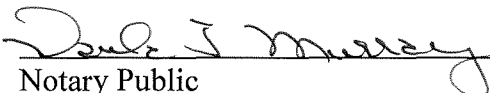
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

Jonathan R. Myers, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of his knowledge, information and belief.



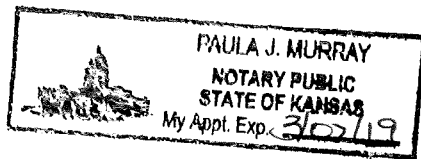
Jonathan R. Myers, S. Ct. #25975
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 11 day of Dec, 2017.



Notary Public

My Appointment Expires: 3/02/19



CERTIFICATE OF SERVICE

I certify that on 12/11/17, 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:

Marla K. Stroup
Bow Creek Oil Company, General Partnership
1304 Eisenhower Road
Hays, KS 67601

and delivered by e-mail to:

Steve Pfeifer
KCC District #1

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Dustin L. Kirk, Deputy General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission