

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

In the matter of the failure of Richardson and)	Docket No.: 19-CONS-3231-CPEN
Son, Inc. ("Operator") to comply with K.A.R.)	
82-3-407 at the Lorton #1 in Cowley County,)	CONSERVATION DIVISION
Kansas.)	
)	License No.: 32917

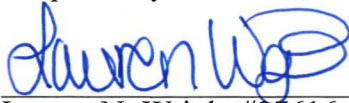
MOTION TO RESCIND ORDER

The Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission," respectively), moves the Commission rescind the Penalty Order in this docket. In support of its motion, Staff states as follows:

1. On January 15, 2019, the Commission issued a Penalty Order finding the Operator had committed one violation of K.A.R. 82-3-407 because a current and successful MIT had not been performed on the subject well.¹
2. On January 23, 2019, the Operator timely requested a hearing.
3. On January 29, 2019, the Commission issued an Order Designating Prehearing Officer and Setting Prehearing Conference, scheduling a Prehearing Conference for Thursday, February 14, 2019 at 8:30 a.m. by telephone.²
4. Following the receipt and review of additional information, Staff does not believe expending resources to prosecute this matter is in the best interests of the state.

WHEREFORE, for the reasons set forth above, Staff recommends the Commission rescind its Penalty Order and close the docket.

Respectfully submitted,



Lauren N. Wright #27616
Litigation Counsel
Kansas Corporation Commission
266 N. Main, Suite 220
Wichita, Kansas 67202
Phone: 316-337-6200; Fax: 316-337-6211

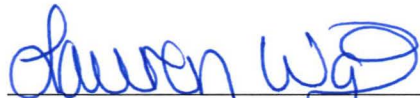
¹ Penalty Order, ¶ 13, (Jan. 15, 2019).

² Order Designating Prehearing Office and Setting Prehearing Conference, ¶ B, (Jan. 29, 2019).

VERIFICATION

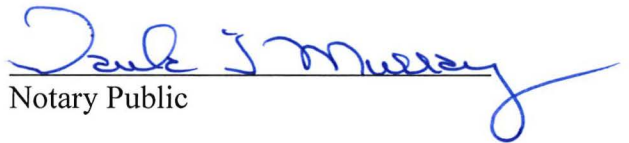
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

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

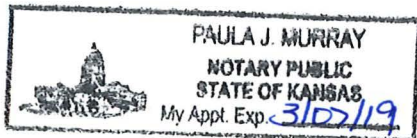


Lauren N. Wright, S. Ct. #27616
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 12 day of FEB, 2019.


Notary Public

My Appointment Expires: 3/07/19



CERTIFICATE OF SERVICE

19-CONS-3231-CPEN

I, the undersigned, certify that the true copy of the attached Motion has been served to the following parties by means of first class mail and electronic service on February 12, 2019.

DANIEL FOX, COMPLIANCE OFFICER, KCC DISTRICT 2
KANSAS CORPORATION COMMISSION
DISTRICT OFFICE NO. 2
3450 N. ROCK RD BLDG 600 STE 601
WICHITA, KS 67226
Fax: 316-630-4005
d.fox@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

BRYAN J. RICHARDSON
RICHARDSON AND SON, INC.
17295 151st RD
WINFIELD, KS 67156-7524
bryanr@powdervalleyinc.com

RENE STUCKY
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 785-271-3354
r.stucky@kcc.ks.gov

LAUREN WRIGHT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
l.wright@kcc.ks.gov

/S/ Paula J. Murray

Paula J. Murray