

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

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

In the Matter of the Application of Orca ) Docket No: 19-CONS-3266-CUIC  
Operating Company, LLC to Authorize )  
Injection of Saltwater into the Arbuckle ) CONSERVATION DIVISION  
Formation at the Shoffner SWD #12-1, )  
located in Section 12, Township 25 South, ) License No: 34358  
Range 9 West, Reno County, Kansas. )

**PREHEARING OFFICER ORDER REGARDING ELECTRONIC SERVICE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On January 18, 2019, Orca Operating Company, LLC (Operator) filed an Application for injection authority at its proposed Shoffner SWD #12-1 well.<sup>1</sup> Adam and Jessica Picket requested a hearing on the Application.<sup>2</sup>

2. At a March 19, 2019, prehearing conference, all parties consented to the electronic service of all documents<sup>3</sup> and orders.<sup>4</sup> Therefore, the Prehearing Officer directs that service of all documents and orders may be made by email. To the extent that it is practicable, any electronically served document or order shall be attached to the email and served in pdf format. Service of orders is complete upon transmission.<sup>5</sup> Parties are encouraged to make sure large pdf files do not result in delivery failure and to work together to resolve any email-based service issues.

3. As of this date, these are the email addresses for the parties and prehearing officer:

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<sup>1</sup> Application (Jan. 18, 2019).

<sup>2</sup> Letter of Protest – Adam and Jessica Pickett (Feb. 1, 2019); Letter Requesting Hearing (Feb. 8, 2019).

<sup>3</sup> See K.S.A. 77-519; *Amended Order Authorizing Use of Electronic Service*, Dkt. 14-GIMX-280-MIS (Jul. 31, 2014).

<sup>4</sup> See K.S.A. 77-531.

<sup>5</sup> See K.S.A. 77-531(b).

- a. Staff: Lauren Wright, l.wright@kcc.ks.gov;
- b. Operator: David Bengtson, david.bengtson@stinson.com;<sup>6</sup>
- c. Protestors: Adam & Jessica Pickett, pickettfamilyfarming@gmail.com; and
- d. Prehearing Officer: Jonathan R. Myers; j.myers@kcc.ks.gov.<sup>7</sup>

4. The Prehearing Officer notes that filing of documents with the Commission must still be done either through the Commission's "e-filing express" system, or by mail or hand delivery to the Commission.<sup>8</sup> The Prehearing Officer orders that if a document is filed by mail or hand delivery, only the original copy must be supplied.<sup>9</sup> The Commission, however, strongly encourages parties to file through the "e-filing express" system.<sup>10</sup>

**BY THE PREHEARING OFFICER IT IS SO ORDERED.**

Dated: March 19, 2019

/s/ Jonathan R. Myers  
Jonathan R. Myers  
Prehearing Officer

JRM

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<sup>6</sup> Operator, through its counsel, has consented to service of orders only through its counsel. *See* K.S.A. 77-531(a).

<sup>7</sup> *See Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause A ("The Commission directs electronic service of all filings in the docket to include service on the Prehearing Officer.") (Feb. 12, 2019).

<sup>8</sup> *See Amended Order Authorizing Use of Electronic Filing*, Dkt. 14-GIMX-280-MIS (Jul. 31, 2014).

<sup>9</sup> *See id.*, ¶ 3.

<sup>10</sup> *Id.*, ¶ 4.

## CERTIFICATE OF SERVICE

19-CONS-3266-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 03/19/2019.

ADAM AND JESSICA PICKETT  
ADAM & JESSICA PICKETT  
22617 W IRISH CREEK RD  
ARLINGTON, KS 67514  
pickettfamilyfarming@gmail.com

TODD BRYANT, GEOLOGIST SPECIALIST  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
t.bryant@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

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

DAVID E. BENGTSON, ATTORNEY  
STINSON LEONARD STREET LLP  
1625 N WATERFRONT PKWY STE 300  
WICHITA, KS 67206  
Fax: 316-265-1349  
david.bengtson@stinson.com

/S/ DeeAnn Shupe  
DeeAnn Shupe

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