

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

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

In the Matter of the Failure of Perkins Oil) Docket No. 17-CONS-3249-CPEN
Enterprises, Inc. ("Operator") to Comply with)
K.A.R. 82-3-407 at the MKO Ranch #9,) CONSERVATION DIVISION
Pickell G #6 and Pickell #9 in Elk County,)
Kansas.) License No. 4448

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

1. On October 18, 2016, the State Corporation Commission of the State of Kansas (Commission) issued a Penalty Order against Operator alleging three violations for failure to perform successful mechanical integrity tests pursuant to K.A.R. 82-3-407.

2. On November 10, 2016, the Operator filed a Request for Hearing.

3. 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). The Commission also finds that an initial prehearing conference should be scheduled in this matter.

THEREFORE, THE COMMISSION ORDERS:

A. The Prehearing Officer in this proceeding shall be Dustin L. Kirk, Deputy General Counsel, Kansas Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, telephone number 785-271-3198, email address d.kirk@kcc.ks.gov.

B. A Prehearing Conference shall be held on December 8, 2016, at 9:00 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, and scheduling of a hearing with the Commission.

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), K.S.A. 77-501 et seq. Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default pursuant to KAPA.

E. Pursuant to K.A.R. 82-1-228(d)(2), corporations must enter an appearance via an attorney. If a corporation fails to enter an appearance via an attorney prior to the Prehearing Conference, it may be held in default pursuant to KAPA.

BY THE COMMISSION IT IS SO ORDERED.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: NOV 22 2016



Amy L. Green
Secretary to the Commission

Mailed Date: November 22, 2016

DLK/sc

CERTIFICATE OF SERVICE

I certify that on 11/22/16, 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:

Jon R. Viets
PO Box 1176
Independence, KS 67301
Attorney for Perkins Oil Enterprises, Inc.

James R. Perkins
Perkins Oil Enterprises, Inc.
PO Box 707
Howard, KS 67349-0707

and delivered by e-mail to:

John Almond
KCC District #3

Rene Stucky
KCC Central Office

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