

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the matter of determining the responsibility of)	Docket No: 25-CONS-3139-CSHO
Cyclone Petroleum, Incorporated (Operator) for)	
the Swaim #1 and Swain #B-1 wells in Section 7,)	CONSERVATION DIVISION
Township 35 South, Range 3 East, Cowley)	
County, Kansas.)	License No: 30253

ORDER GRANTING MOTION TO JOIN PARTY

The Commission rules as follows:

1. On October 14, 2024, Commission Staff motioned for an order to show cause, the designation of a presiding officer, and the setting of a prehearing conference, alleging that Operator is responsible for the captioned, abandoned wells,¹ and should be obligated to plug them.
2. On October 31, 2024, the Commission issued an order granting the motion, stating that the purpose of this docket would be to consider what, if anything, Operator should be obligated to do regarding the captioned wells, including the possible obligation of plugging the wells.
3. On May 28, 2025, the Presiding Officer issued an order setting a procedural schedule; Staff's pre-filed direct testimony was due June 9, 2025, and Operator's pre-filed direct and rebuttal testimony was due June 30, 2025. Parties have submitted that testimony.
4. On July 10, 2025, the Presiding Officer stayed Staff's pre-filed rebuttal testimony deadline in light of the motion mentioned in the next paragraph below.
5. On June 9, 2025, Staff motioned to join Martin McCorgary (McCorgary) to this proceeding, alleging he is a licensed operator who could also be a responsible party for the captioned wells. No response to the motion was filed. Based upon the factual allegations made by Staff, the

¹ API #15-035-23624 and API #15-035-23712, respectively.

Commission finds it appropriate to join McCorgary to this proceeding. The Commission also finds it appropriate to schedule a prehearing conference, to discuss the next steps in this proceeding.

THEREFORE, THE COMMISSION ORDERS:

A. Staff's motion to join Martin McCorgary to this proceeding is granted. The purpose of this docket is expanded to also consider what, if anything, McCorgary should be obligated to do regarding the captioned wells, including the possible obligation of plugging the wells.


B. A prehearing conference is scheduled for **Thursday, July 31, 2024, at 9:00 a.m.** by telephone. The conference call information is: telephone number (253) 205-0468, Meeting ID 5248125436.² 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. 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

C. The attorney designated to appear on behalf of the agency in this proceeding remains Kelcey Marsh, Litigation Counsel, telephone number (316) 337-6200, kelcey.marsh@ks.gov.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 07/15/2025



Celeste Chaney-Tucker
Executive Director

Mailed Date: 07/15/2025

JRM

² If prompted, there is no Participant ID; just press pound to continue.

³ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

CERTIFICATE OF SERVICE

25-CONS-3139-CSHO

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 07/15/2025.

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/S/ KCC Docket Room

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