

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

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

In the matter of the failure of Merit Energy )    Docket No: 23-CONS-3273-CPEN  
Company, LLC (Operator) to comply with )  
K.A.R. 82-3-603 at its WMSU lease in )    CONSERVATION DIVISION  
Morton County, Kansas. )  
\_\_\_\_\_ )    License No: 32446

**PRESIDING OFFICER ORDER SETTING PROCEDURAL SCHEDULE**

The Presiding Officer finds and concludes as follows:

1.        The following procedural schedule is hereby adopted:

Commission Staff Pre-Filed Direct Testimony	Due: January 12, 2024
Operator Pre-Filed Direct & Rebuttal Testimony	Due: February 2, 2024
Commission Staff Pre-Filed Rebuttal Testimony	Due: February 16, 2024
Evidentiary Hearing before the Commission:	<b>To Be Determined</b>

2.        The Presiding Officer shall be in communication with the parties regarding any further development of the procedural schedule, including scheduling of any evidentiary hearing.

3.        Failure to submit pre-filed testimony may result in the Commission restricting the right to testify and present evidence at the evidentiary hearing. At the hearing, the Commission may limit the parties' direct and rebuttal testimony to the pre-filed testimony.

4.        Any person requiring special accommodations under the Americans with Disabilities Act should notify the Commission at least 10 days before the scheduled hearing date.

5.        Any party who fails to attend or participate in the evidentiary hearing or any other stage of this proceeding may be held in default under the Kansas Administrative Procedure Act.

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

Dated: December 7, 2023

/s/ Jonathan R. Myers  
Jonathan R. Myers  
Presiding Officer

**CERTIFICATE OF SERVICE**

23-CONS-3273-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 12/07/2023.

FRED MACLAREN  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 1  
210 E. FRONTVIEW SUITE A  
DODGE CITY, KS 67801  
e.maclaren@kcc.ks.gov

KELCEY MARSH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
k.marsh@kcc.ks.gov

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
j.myers@kcc.ks.gov

ROBYN STALKFLEET, ADMINISTRATIVE SPECIALIST  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 1  
210 E. FRONTVIEW SUITE A  
DODGE CITY, KS 67801  
r.stalkfleet@kcc.ks.gov

KRAIG STOLL, EP&R SUPERVISOR  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
k.stoll@kcc.ks.gov

KENNY SULLIVAN, DISTRICT #1 SUPERVISOR  
KANSAS CORPORATION COMMISSION  
DISTRICT OFFICE NO. 1  
210 E. FRONTVIEW SUITE A  
DODGE CITY, KS 67801  
k.sullivan@kcc.ks.gov

JONATHAN A. SCHLATTER, ATTORNEY  
MORRIS LAING EVANS BROCK & KENNEDY CHTD  
300 N MEAD STE 200  
WICHITA, KS 67202-2745  
jschlatter@morrislaing.com

/S/ KCC Docket Room  
\_\_\_\_\_  
KCC Docket Room