

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

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

In the Matter of the Application of Evans Oil, Inc.)
(Operator) to authorize injection of saltwater into)
the Bartlesville formation at the R.E. Camp Lease)
#2-OE and the R.E. Camp Lease #7-OE wells)
located in Section 36; the R.E. Camp #20-OE, R.E.)
Camp #22-OE and the R.E. Camp #23-OE wells)
located in Section 25, all in Township 23 South,)
Range 21 East, Bourbon County, Kansas.)
_____)

Docket No. 18-CONS-3210-CUIC
Conservation Division
License No.: 6078

DEFAULT ORDER

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

I. JURISDICTION

1. K.S.A. 77-520 provides that if a party fails to attend any stage of an adjudicative proceeding, the agency may issue a default order with a statement of the grounds. The party has seven days to file a written motion to vacate, which shall state the grounds relied upon.

II. FINDINGS OF FACT

2. On September 22, 2017, Evans Oil, Inc. filed an application to authorize injection of saltwater into the Bartlesville formation at the R.E. Camp Lease #2-OE and the R.E. Camp Lease #7-OE wells located in Section 36; the R.E. Camp #20-OE, R.E. Camp #22-OE and the

R.E. Camp #23-OE wells located in Section 25, all in Township 23 South, Range 21 East, Bourbon County, Kansas.¹

3. On October 16, 2017, Susan Royd-Sykes filed a letter of protest followed by a letter requesting a hearing dated October 27, 2017.

4. On November 21, 2017, the Commission issued the Order Designating Prehearing Officer and setting a Prehearing Conference for January 5, 2018 at 11:30 a.m.²

5. On January 5, 2018, the Prehearing Officer convened the Prehearing Conference. The sole protestant, Susan Royd-Sykes, failed to attend.

6. On January 16, 2018, the Operator filed a Motion for Proposed Default Order Dismissing Certain Protests.

III. CONCLUSIONS OF LAW

7. Pursuant to K.S.A. 77-520(a), the Commission finds Protestant's failure to attend the Prehearing Conference constitutes default and the Applicant's Motion for a Default Order should be granted.

8. There are no other protests of record in this matter. As such, Staff is directed to process the application accordingly and advise the Commission if a hearing is necessary. Otherwise, the Docket shall be closed.

THEREFORE, THE COMMISSION ORDERS:

A. The Operator's Motion for Default is granted. Staff shall process the application accordingly.

B. Pursuant to K.S.A. 77-520(b), any party may file a written motion requesting that this Default Order be vacated and stating the grounds relied upon, within seven calendar days

¹ Application (Sep. 22, 2017).

² Order Designating Prehearing Officer and Setting Prehearing Conference (Nov. 21, 2017).

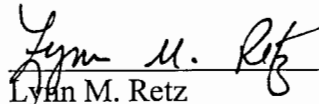
after service of this Order, with three additional days added to account for service by mail. If no request to vacate is received the Penalty Order shall become effective.

C. The Commission retains jurisdiction over the subject matter and the parties and may enter additional orders as it deems appropriate.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: FEB 08 2018


Lynn M. Retz
Secretary to the Commission

Mailed Date: FEB 09 2018

EMAILED

SF

FEB 08 2018

CERTIFICATE OF SERVICE

I certify that on FEB 08 2018, I caused a complete and accurate copy of this Order to be served by United States Mail, postage prepaid, addressed to the following:

Susan Royd-Sykes
504 S. 6th St.
Burlington, KS 66839

and by electronic mail to:

Jason T. Manbeck
JOHNSON SCHOWENGERDT, P.A.
118 W. Madison
PO Box 866
Iola, KS 66749
jacob@jlaw.kscoxmail.com

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Samuel Feather, Deputy General Counsel
KCC Topeka Office

/s/ DeeAnn Shupe
DeeAnn Shupe

EMAILED

FEB 08 2018