

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

Before Commissioners:                      Dwight D. Keen, Chair  
    Shari Feist Albrecht  
    Susan K. Duffy

In the matter of the failure of Oil Producers, ) Docket No: 20-CONS-3134-CPEN  
Inc. of Kansas ("Operator") to comply with )  
K.A.R. 82-3-407 at the Fitzgerald #3 in ) CONSERVATION DIVISION  
Kingman County, Kansas. )  
\_\_\_\_\_ ) License No: 8061

**PREHEARING OFFICER ORDER SETTING PROCEDURAL SCHEDULE**

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 November 7, 2019, the Commission issued a *Penalty Order* against Oil Producers Inc. of Kansas (Operator) for one violation of K.A.R. 82-3-407 because a current and successful mechanical integrity test had not been performed on the Fitzgerald #3 well.<sup>1</sup>
2. On December 10, 2019, Operator requested a hearing.<sup>2</sup>
3. At a January 7, 2020, prehearing conference, all parties agreed to the following procedural schedule:

Commission Staff Pre-Filed Direct Testimony	Due: January 21, 2020
Operator Pre-Filed Direct & Rebuttal Testimony	Due: February 3, 2020
Commission Staff Pre-Filed Rebuttal Testimony	Due: February 10, 2020

Deadline to Make Discovery Requests:	January 21, 2020
Deadline to Submit Any Settlement for Consideration:	February 10, 2020

Evidentiary Hearing before the Commission,  
266 N. Main, Suite 220, Wichita, Kansas 67202:                      **February 20, 2020, 10:00 a.m.**

<sup>1</sup> See *Penalty Order*, ¶¶ 8, 13 (Nov. 7, 2019).

<sup>2</sup> See Letter Requesting Hearing (Dec. 10, 2019).

4. 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.

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

6. 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.<sup>3</sup>

7. A corporation shall appear before the Commission by a Kansas licensed attorney.<sup>4</sup>

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. The procedural schedule set forth in Paragraph 3 above is adopted.

B. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

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

Dated: January 7, 2020

/s/ Jonathan R. Myers

Jonathan R. Myers  
Prehearing Officer

JRM

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<sup>3</sup> K.S.A. 77-518(c)(8); K.S.A. 77-520.

<sup>4</sup> K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

## **CERTIFICATE OF SERVICE**

20-CONS-3134-CPEN

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 01/07/2020.

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/S/ DeeAnn Shupe

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DeeAnn Shupe