

**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 failure of Iuka-Carmi	)	Docket No.: 15-CONS-138-CPEN
Development LLC ("Operator") to comply	)	
with K.A.R. 82-3-400 at the Ricke #1 OWWO	)	CONSERVATION DIVISION
well in Barber County, Kansas.	)	
<hr/>		License No.: 31739

**ORDER RESCINDING PENALTY**

Upon its own motion, the Commission finds and concludes as follows:

**I. FINDINGS OF FACT**

1. On August 12, 2014, the Commission issued a Penalty Order in this docket, requiring Operator to pay \$1,000 for unauthorized injection at the Ricke #1 OWWO.
2. Operator and Staff have discussed this matter. Staff has identified a discrepancy in records regarding the Ricke #1 OWWO. This discrepancy has been resolved with Operator.
3. Based upon the above, Staff recommends that the Penalty Order in this docket should be rescinded.

**II. CONCLUSIONS OF LAW**

4. Based upon the above, the Commission concludes that the August 12, 2014, Penalty Order in this docket should be rescinded.

**THEREFORE, THE COMMISSION ORDERS:**

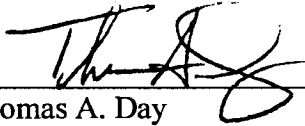
- A. The Penalty Order issued in this docket is rescinded.

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

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Com.; Apple, Com.

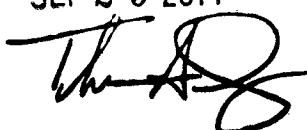
Dated: SEP 25 2014

  
\_\_\_\_\_  
Thomas A. Day  
Acting Executive Director

Mailed Date: 9/26/14

JRM

I CERTIFY THE ORIGINAL  
COPY IS ON FILE WITH  
The State Corporation Commission

SEP 25 2014  


**CERTIFICATE OF SERVICE**

I certify that on 9/26/14, 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:

Kenneth C. Gates  
Lori Nye  
Iuka-Carmi Development LLC  
PO Box 847  
Pratt, Kansas 67124

And delivered by hand to:

Alan Snider  
Conservation Division Central Office

/s/ Jonathan R. Myers  
Jonathan R. Myers  
Litigation Counsel  
Kansas Corporation Commission