

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

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

In the Matter of an Order to Show Cause) Docket No: 18-CONS-3053-CSHO
Issued to Southwind Petroleum)
Corporation (“Operator”) for its Failure to) CONSERVATION DIVISION
Comply with K.A.R. 82-3-602 at the)
Dirks #27-2 Well in Rush County, Kansas.) License No: 6743

PREHEARING OFFICER ORDER SETTING STATUS CONFERENCE

This matter comes before the State Corporation Commission of the State of Kansas (Commission). The Commission has designated Samuel Feather, Deputy General Counsel, to act as Prehearing Officer in this proceeding.¹ Having reviewed the files and records, and being duly advised, the Prehearing Officer makes the following findings:

1. On July 17, 2017, Commission Staff filed a Motion for an Order to Show Cause, the Designation of a Prehearing Officer, and the Scheduling of a Prehearing Conference. Staff stated “on December 8, 2014, Operator filed Notice of Intent to Drill (C-1) Form and Application for Surface Pit (CDP-1) Form for its proposed Dirks #27-2 well....”² Staff approved the C-1 and CDP-4 for the subject well on December 8, 2014. Operator filed a Well Completion (ACO-1) Form on June 15, 2015, “indicating the subject well was spud on January 8, 2016, and completed on March 19, 2015.”³ Operator filed a Closure of Surface Pit (CDP-4) Form on March 31, 2016, stating the pit was closed on October 22, 2015.⁴

¹ Order to Show Cause, Designating Prehearing Officer and Setting Prehearing Conference p. 2 (Aug. 22, 2017).

² Staff’s Motion for an Order to Show Cause, the Designation of a Prehearing Officer, and the Scheduling of a Prehearing Conference, Jul. 17, 2017, ¶ 7.

³ Id. ¶ 8.

⁴ Id. ¶ 9.

2. On August 22, 2017, the Commission issued an Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference.⁵

3. At the November 13, 2017 Status Conference, the parties agreed to continue the Status Conference to **Friday, January 12, 2018 at 10:00 a.m.**, by phone.

THE PREHEARING OFFICER ORDERS:

A. A Status Conference shall be held on **Friday, January 12, 2018 at 10:00 a.m.**, by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN #7632914771.

B. At the Status 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 Status Conference, hearing, or other stage of this proceeding may be held in default under the KAPA.⁶

C. The parties have 15 days, plus three days if mailed, from the date of service of this Order to petition for reconsideration.⁷

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

Dated: November 15, 2017

/s/Samuel Feather
Samuel Feather, Deputy General Counsel
Prehearing Officer

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⁵ Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference, p. 2 (Aug. 22, 2017).

⁶ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

⁷ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

CERTIFICATE OF SERVICE

I certify that on 11/15/17, 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:

Daniel Wernert
Wernert Law LLC
116 W. Pine Avenue, Suite 111
El Dorado, KS 67042
Attorneys for Southwind Petroleum Corporation

Willis D. Nigh
Southwind Petroleum Corp.
1400 W. 14th Street
Wichita, KS 67203

and delivered by e-mail to:

Jonathan R. Myers, Litigation Counsel
KCC Wichita Central Office

Samuel Feather, Deputy General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission