

**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 Owens) Docket No.: 15-CONS-595-CPEN
Petroleum LLC ("Operator") to comply with)
K.A.R. 82-3-107 and K.A.R. 82-3-130 at the) CONSERVATION DIVISION
Holloway-4 #11 in Woodson County, Kansas.)
_____) License No.: 34008

ORDER RESCINDING PENALTY

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

I. FINDINGS OF FACT

1. On January 29, 2015, the Commission issued a Penalty Order in this docket, requiring Operator to pay \$500 and to submit a Well Completion Report for the Holloway-4 #11.
2. Staff reports that a miscommunication occurred between Operator and Staff, and that Staff would not have recommended a penalty in this docket had the miscommunication been timely identified. A Well Completion Report was not needed because the well was never drilled. Accordingly, Staff recommends that the Penalty Order should be rescinded.

II. CONCLUSIONS OF LAW

3. Based upon the above, the Commission concludes that the January 29, 2015, Penalty Order in this docket should be rescinded.

THEREFORE, THE COMMISSION ORDERS:

A. The Penalty Order issued in this docket is rescinded.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: APR 7 2015



Neysa Thomas
Acting Secretary

Mailed Date: April 8, 2015

JRM

CERTIFICATE OF SERVICE

I certify that on 4/8/15, 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:

Jody L. Owens
Owens Petroleum LLC
1274 202nd Road
Yates Center, Kansas 66783

And delivered by hand to:

Rene Stucky
Conservation Division Central Office

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