

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

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|--|---|-------------------------------|
| In the matter of the application of Pantera |) | Docket No.: 20-CONS-3157-CEXC |
| Energy Company for an exception to the |) | |
| 10-year time limitation of K.A.R. 82-3-111 for |) | CONSERVATION DIVISION |
| its Koenig A 4 well located in the SE/4 of |) | |
| Section 4, Township 29 South, Range 34 West, |) | License No.: 35681 |
| Haskell County, Kansas. |) | |

**MOTION FOR THE DESIGNATION OF A PREHEARING OFFICER AND THE
SCHEDULING OF A PREHEARING CONFERENCE**

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively) files this Motion seeking the designation of a prehearing officer and the scheduling of a prehearing conference in this matter. In support of its motion, Staff states the following:

1. On November 22, 2019, Pantera Energy Company (Operator) filed an application seeking an exception to the 10-year time limitation of K.A.R. 82-3-111 for the Koenig A #4 well (subject well), API #15-081-21023.
2. On December 20, 2019, Operator filed an affidavit of publication from The Wichita Eagle and The Haskell County Monitor Chief.
3. Upon review of the application, Legal Staff noted that Operator's application lacked the information that a successful, Staff-witnessed mechanical integrity test (MIT) had been conducted on the subject well. District Staff confirmed that a current MIT had not been conducted on the subject well.
4. On January 2, 2020, Staff sent a letter to Operator requiring Operator to conduct a successful, Staff-witnessed MIT by January 31, 2020. The Operator failed to conduct or schedule a MIT by the deadline provided in the letter attached hereto as **Exhibit A**.

5. Based upon the above, Staff does not recommend approval of Operator's application at this time, and believes it would be appropriate for this matter to be set for an evidentiary hearing in order to further investigate issues due to potential well integrity issues.

WHEREFORE, for the reasons described above, Staff respectfully moves the Commission to issue an Order designating a prehearing officer, and scheduling a prehearing conference that will allow further development of a procedural schedule in this matter.

Respectfully submitted,

A handwritten signature in blue ink, reading "Kelcey Marsh", is positioned above a horizontal line.

Kelcey A. Marsh #28300
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Dwight D. Keen, Chair
Shari Feist Albrecht, Commissioner
Susan K. Duffy, Commissioner

Laura Kelly, Governor

January 2, 2020

Jason Herrick
Pantera Energy Company
817 S. Polk Street, Suite 201
Amarillo, TX 79101-3433

RE: Docket #20-CONS-3157-CEXC

Mr. Herrick:

Commission Legal Staff received the application in the referenced docket on November 22, 2019. However, before reviewing the referenced application, Staff sees an issue that needs to be resolved.

The Operator needs to conduct a current successful mechanical integrity test on the Koenig A #4 well, API #15-081-21023. Staff will not recommend approval of the application without the Operator conducting a successful mechanical integrity test within one (1) year prior to the filing of the Application.

Please conduct a successful, Staff-witnessed mechanical integrity test by January 31, 2020. Failure to do so will result in Staff requesting that this matter be assigned a prehearing officer and set for a prehearing conference, in anticipation of an evidentiary hearing where Staff would recommend denial of the application for the reasons noted above.

You may contact me if you have any questions.

Sincerely,

Kelcey Marsh
Litigation Counsel
Kansas Corporation Commission

cc: Scott Alberg, Eric MacLaren, District #1

VERIFICATION

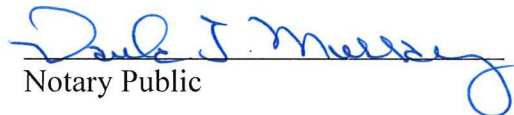
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

Kelcey A. Marsh, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of his knowledge, information and belief.

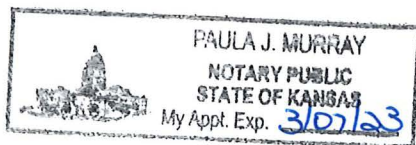


Kelcey A. Marsh, S. Ct. #28300
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 18 day of Feb, 2020.


Notary Public

My Appointment Expires: 3/07/23



CERTIFICATE OF SERVICE

20-CONS-3157-CEXC

I, the undersigned, certify that a true copy of the attached Motion for the Designation of a Prehearing Officer and the Scheduling of a Prehearing Conference has been served to the following by means of first class mail and electronic service on February 18, 2020.

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/S/ Paula J. Murray

Paula J. Murray