

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

In the matter of the failure of Mark L. Haas ) Docket No. 25-CONS-3087-CPEN  
(Operator) to comply with K.A.R. 82-3-120. )  
) CONSERVATION DIVISION  
)  
\_\_\_\_\_ ) License No. 5935

**PRE-FILED REBUTTAL TESTIMONY OF  
NANCY BORST  
ON BEHALF OF COMMISSION STAFF  
JANUARY 3, 2025**

1 **Q. Are you the same Nancy Borst that filed direct testimony in this docket?**

2 A. Yes.

3 **Q. Is Mark L. Haas (Operator) being penalized for operating wells after June 30, 2005?**

4 A. No.

5 **Q. Is Operator being penalized for having drilled, completed, serviced, plugged or operated**  
6 **any oil, gas, or injection or monitoring well, or any gas gathering system, or constructed**  
7 **or operated an underground porosity gas storage facility after June 30, 2005?**

8 A. No.

9 **Q. What is Operator being penalized for?**

10 A. Operator is penalized for continuing to have unplugged wells on its expired license.

11 **Q. Does an operator's physical control of an unplugged well cease upon the expiration of**  
12 **its license?**

13 A. No. Operators still have the duty and responsibility to plug any wells remaining on their  
14 license after the license expires or to transfer those wells onto an active operator's license. In  
15 this instance, Operator failed to plug or transfer approximately 14 wells which remain  
16 associated with its license.

17 **Q. Did anything in Operator's testimony affect your recommendation in this docket?**

18 A. No. As I previously testified, I believe the facts in this matter support the Penalty Order issued  
19 by the Commission. I would recommend that the penalty issued against Operator by the  
20 Commission be affirmed.

21 **Q. Does this conclude your rebuttal testimony?**

22 A. Yes.

**CERTIFICATE OF SERVICE**

25-CONS-3087-CPEN

I, the undersigned, certify that a true and correct copy of the attached Rebuttal Testimony has been served to the following by means of electronic service on January 3, 2025.

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/s/ Paula J. Murray  
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