# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Dwight D. Keen, Chair Shari Feist Albrecht

Susan K. Duffy

In the Matter of the Notice of 3-D Oil Company )	Docket No: 20-CONS-3090-CMSC
to Plug and Abandon Wells located in Section )	
36, Township 33 South, Range 10 East, )	CONSERVATION DIVISION
Chautauqua County, Kansas.	
)	License No: 33472

#### **ORDER CLOSING DOCKET**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds the following:

#### I. Procedural Background

- 1. On September 19, 2019, Crossen Holdings, LLC, Mark W. McCann, and Eric A. McCann (Applicants) filed a motion asking the Commission to "stay issuance of or otherwise decline to approve [3-D Oil Company's] well plugging plan [for nine or ten wells]<sup>1</sup> pending resolution of the issue of ownership of the well bores by the District Court of Chautauqua County, Kansas."<sup>2</sup>
- 2. On November 20, 2019, Commission Staff motioned to close this docket, stating that the wells at issue were plugged between September 20 and September 29, 2019, and that Applicants' motion is moot.<sup>3</sup> Staff appears to have failed to serve its motion on 3-D Oil Company.<sup>4</sup>

<sup>&</sup>lt;sup>1</sup> See Motion to Stay Plugging Authority, ¶ 9 (Sep. 19, 2019).

<sup>&</sup>lt;sup>2</sup> *Id.* at Prayer.

<sup>&</sup>lt;sup>3</sup> See Motion to Close Docket ¶¶ 3-4 (Nov. 20, 2019).

<sup>&</sup>lt;sup>4</sup> *Id.* at Certificate of Service.

### **II.** Findings of Fact

3. The Commission takes administrative notice of its records, which indicate the wells at issue are in fact plugged.<sup>5</sup>

4. The Commission finds that since the wells at issue are plugged, Applicants' motion should be denied as moot. Thus, no issues remain to be addressed, and this docket should be closed.

#### **III.** Conclusions of Law

5. The Commission concludes it should issue an order in accordance with its findings.

## THEREFORE, THE COMMISSION ORDERS:

A. Applicants' motion is denied as moot.

B. This docket is closed. If any issue arises necessitating the reopening of this docket, then any party may request such at any time.

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

Keen, Chair (Recused); Albrecht, Commissioner; Duffy, Commissioner

Dated: 12/12/2019 Lynn M. Rest

Lynn M. Retz Executive Director

Mailed Date: \_\_\_\_\_

JRM

<sup>&</sup>lt;sup>5</sup> See K.A.R. 82-1-230(h).

#### **CERTIFICATE OF SERVICE**

#### 20-CONS-3090-CMSC

I, the undersigned, certify that a true copy of	the attached Order h	has been served to the following by mea	ans of
first class mail and electronic service on	12/12/2019		

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