

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

JAN 21 2014

In the Matter of the Complaint of SWKI-Seward)
West Central, Inc. and SWKI-Stevens Southeast,)
Inc. Against Anadarko Natural Gas Company.)

by
State Corporation Commission
of Kansas

Docket No. 14-ANGG-119-COM

**LIST OF THRESHOLD LEGAL ISSUES AND
PROPOSED INITIAL PROCEDURAL SCHEDULE**

SWKI-Seward West Central, Inc. ("SWKI-SWC"), SWKI-Stevens Southeast, Inc. ("SWKI-SE") (collectively, the "NPU's") and file the following List of Threshold Legal Issues and Initial Procedural Schedule. In order to efficiently proceed in this Docket, the NPUs respectfully request that the State Corporation Commission of the State of Kansas ("KCC" or "Commission") issue an Order approving the Initial Procedural Schedule, as set forth below, and submit the following List of Threshold Legal Issues.

I. LIST OF THRESHOLD LEGAL ISSUES

ISSUE 1: Does the Commission have jurisdiction to determine the merits of the NPUs' Complaints against either or both AESC or ANGC?

ISSUE 2: What effect do the Gas Sales Agreements dated July 1, 1998 and June 1, 2002 have if they were not filed and approved by the Commission as required by either Kansas law and/or in the 218 Order?

ISSUE 3: May the Commission order a refund if the Gas Sales Agreements were not approved by the Commission as required by either Kansas law and/or in the 218 Order?

II. PROPOSED INITIAL PROCEDURAL SCHEDULE

The parties have collaborated and would have jointly submitted the following Initial Procedural Schedule for Commission approval. However, since that collaboration, the KCC Staff and Anadarko filed a proposed Stipulated Settlement Agreement without any consultation

or knowledge of the NPUs until just prior to filing. The NPUs vehemently object to the Settlement Agreement and will file a Response indicating such in a later pleading.

- | | |
|---|-------------------|
| • List of Threshold Legal Issues | January 21, 2014 |
| • Simultaneous Briefs on Threshold Legal Issues | February 19, 2014 |
| • Simultaneous Reply Briefs on Threshold Legal Issues | March 6, 2014 |
| • Procedural Conference | April 7, 2014 |

WHEREFORE, the NPUs respectfully request the Commission issue an Order accepting the above List of Threshold Legal Issues for briefing.

POLSINELLI PC

By: 

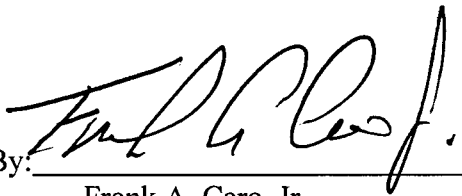
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ATTORNEYS FOR SWKI-SEWARD WEST
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SOUTHEAST, INC.

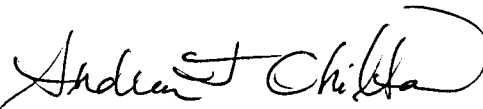
VERIFICATION

STATE OF Missouri)
) ss.
COUNTY OF JACKSON)

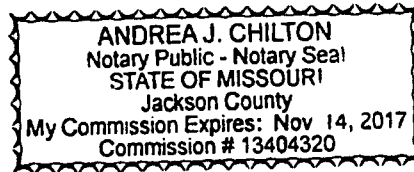
I, Frank A. Caro, Jr., being duly sworn, on oath state that I am counsel to SWKI-Seward West Central, Inc., and SWKI-Stevens Southeast, Inc., that I have read the foregoing pleading and know the contents thereof, and that the facts set forth therein are true and correct to the best of my knowledge and belief.

By: 
Frank A. Caro, Jr.

The foregoing pleading was subscribed and sworn to before me this January 21, 2014.


Notary Public

My Commission Expires:
11/14/2017



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing pleading has been X emailed, faxed, X hand-delivered and/or mailed, First Class, postage prepaid, this January 21, 2014, to:

Sam Feather
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Topeka, KS 66604

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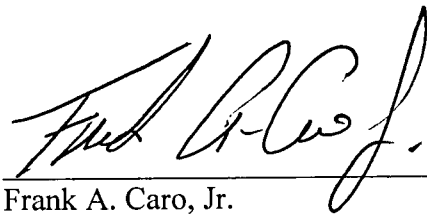
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c/o Hitch Farms
P.O. Box 1308
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Attention: Jason Hitch



Frank A. Caro, Jr.



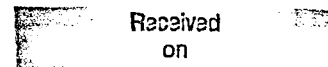
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January 21, 2014

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VIA FACSIMILE
AND U.S. MAIL
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Ms. Kim Christiansen
Executive Director
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604



JAN 21 2014

Re: Docket No. 14-ANGG-119-COM

by
State Corporation Commission
of Kansas

Dear Ms. Christiansen

Please accept for filing this facsimile copy of **SWKI-Seward West Central, Inc. and SWKI-Stevens Southeast, Inc.'s List of Threshold Legal Issues and Proposed Initial Procedural Schedule** to be filed on behalf of SWKI-Seward West Central, Inc. and SWKI-Stevens Southeast, Inc. We are forwarding by regular mail the original and eight copies of the **List of Threshold Legal Issues and Proposed Initial Procedural Schedule** for filing.

Please file stamp the extra copy of the **List of Threshold Legal Issues and Proposed Initial Procedural Schedule** and transmittal letter and return it to me in the self-addressed, stamped envelope. Thank you for your assistance and attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Frank A. Caro Jr." with a stylized flourish at the end.

Frank A. Caro Jr.

FAC:bks
Encl.
Cc: All Parties

polsinelli.com

Chicago Dallas Denver Kansas City Los Angeles New York Phoenix St. Louis Washington, D.C. Wilmington
Polsinelli PC, Polsinelli LLP in California