

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

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

In the Matter of the Application of TDR ) Docket No: 19-CONS-3168-CUIC  
Construction, Inc. (Operator) to authorize )  
injection of saltwater into the Squirrel ) CONSERVATION DIVISION  
formation at the Superior #1-1 well, located )  
in Section 10, Township 16 South, Range 21 ) License No: 32218  
East, Franklin County, Kansas. )

**PREHEARING OFFICER ORDER CONTINUING PREHEARING CONFERENCE**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On November 2, 2018, TDR Construction, Inc. (Operator) filed an Application seeking authorization for injection of saltwater into the Squirrel formation at the Superior 1-1 well, located in Franklin County, Kansas.<sup>1</sup> On October 6, 2018, the Notice of Filing of Application was published in the Ottawa Herald newspaper<sup>2</sup> and filed in the Docket on November 2, 2018.
2. On November 5, 2018, protests were filed by Scott Yeargain, Polly Shteamer, Paul and Lisa Jewell, and Roxanne Mettenburg.
3. On November 27, 2018, an *Order Designating Prehearing Officer and Setting Prehearing Conference* set a Prehearing Conference for December 27, 2018.<sup>3</sup>
4. Due to scheduling conflicts, the Prehearing Officer finds that the Prehearing Conference should be continued to Thursday, January 10, 2019 at 1:30 p.m.

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<sup>1</sup> Application (Nov. 2, 2018).

<sup>2</sup> Affidavit of Publication – The Ottawa Herald (Oct. 6, 2018); filed in the docket on Nov. 2, 2018.

<sup>3</sup> *Order Designating Prehearing Officer and Setting Prehearing Conference* (Nov. 27, 2018).

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. The Prehearing Conference is continued to **Thursday, January 10, 2019, at 1:30 p.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN: 7632914771#.

B. Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default pursuant to the Kansas Administrative Procedure Act.<sup>4</sup>

C. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>5</sup>

D. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

Dated: November 29, 2018

/s/ Michael J. Duenes

Michael J. Duenes  
Prehearing Officer

MJD

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<sup>4</sup> K.S.A. 77-516(c)(8); K.S.A. 77-520.

<sup>5</sup> K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

## CERTIFICATE OF SERVICE

19-CONS-3168-CUIC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail and electronic service on 11/29/2018.

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**CERTIFICATE OF SERVICE**

19-CONS-3168-CUIC

/S/ DeeAnn Shupe

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DeeAnn Shupe