

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

In the matter of the failure of NEC Operating –) Docket No: 26-CONS-3001-CPEN
Kansas, LLC (Operator) to comply with)
K.A.R. 82-3-120 and K.A.R. 82-3-133 by) CONSERVATION DIVISION
operating under a suspended license.)
_____) License No: 35920

**MOTION REQUESTING ORDER
VACATING PROPOSED DEFAULT ORDER**

NEC Operating—Kansas, LLC (“Operator”) respectfully moves the Commission for an order vacating the Proposed Default Order entered in this docket. In support of its motion, Operator states and alleges as follows:

1. On July 3, 2025, the Commission entered the Penalty Order in this docket alleging Operator had violated K.A.R. 82-3-120 and K.A.R. 82-3-133 for conducting oil and gas operations on a suspended license resulting in unlawful production.
2. On August 5, 2025, Operator timely requested a hearing.
3. On August 12, 2025, the Commission entered an Order Designating a Presiding Officer and Setting Prehearing Conference. Said order scheduled a prehearing conference for August 28 2025, at 1:15pm, and required Operator to appear via a licensed attorney per the requirements of K.A.R. 82-1-219.
4. Operator was unable to engage a licensed attorney prior to the date of the prehearing conference.
5. On September 11, 2025, as a result of Operator failing to appear via a licensed attorney at the prehearing conference, the Commission entered the Proposed Default Order in this docket.

6. Operator has since engaged the undersigned counsel to represent it before the Commission in this docket, and accordingly requests the Proposed Default Order be vacated pursuant to K.S.A. 77-520(b), and further requests the prehearing conference in this matter be rescheduled.

7. Now that Operator is represented by a licensed attorney it is prepared to proceed with the requested hearing on the issues and merits at hand in this docket, which form the grounds for requesting the Proposed Default Order be vacated. No party is prejudiced by granting this motion, as any procedural schedule that would have been set at the originally scheduled prehearing conference would only be delayed by several weeks.

8. This motion is timely filed pursuant to K.S.A. 77-520.

WHEREFORE, for the foregoing reasons, Operator requests that the Commission enter an order vacating the Proposed Default Order entered in this docket, reschedule the prehearing conference at the Commission's convenience, and to provide such other and further relief and the Commission deems just and proper.

Respectfully Submitted,

MORRIS LAING LAW FIRM

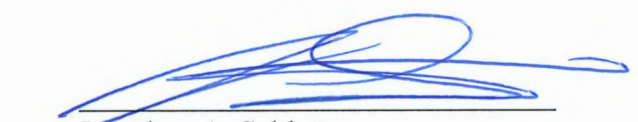
By: /s/ Jonathan A. Schlatter
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Attorneys for NEC Operating—Kansas, LLC

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

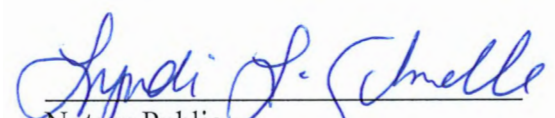
Jonathan A. Schlatter, of lawful age and being first duly sworn upon his oath, deposes and says:

That he is the attorney for NEC Operating—Kansas, LLC; he has read the above and forgoing Motion Requesting Order Vacating Proposed Default Order and is familiar with the contents, and that the statements made therein are true and correct to the best of his knowledge and belief.



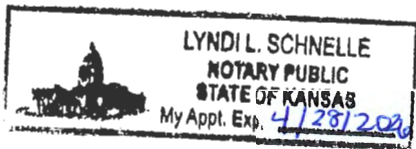
Jonathan A. Schlatter

SIGNED AND SWORN to before me this 19th day of September, 2025.



Notary Public

My Appointment expires:



CERTIFICATE OF SERVICE

The undersigned certifies that on this 19th day of September, 2025, I caused the original of the foregoing **Motion Requesting Order Vacating Proposed Default Order** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and emailed or mailed true and correct copies of the same to the following individuals:

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/s/ Jonathan A. Schlatter
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