20171205144824
Kansas Corporation Commission

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the matter of an Order to Show Cause issued to W. C. Blaskovich ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license.	)	Docket No.: 18-CONS-3100-CSHO
	)	CONSERVATION DIVISION
	)	License No.: 7410

DEFAULT ORDER

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 and concludes as follows:

I. JURISDICTION

1. K.S.A. 77-520 provides that if a party fails to attend any stage of an adjudicative proceeding, the agency may issue a default order with a statement of the grounds. The party has seven days to file a written motion to vacate the default order, which shall state the grounds relied upon.

II. FINDINGS OF FACT

2. On the Motion of the Commission Staff, the Commission issued an Order requiring the Operator's attendance at a Prehearing Conference in anticipation of an evidentiary hearing, due to the presence of unplugged wells on the Operator's license ("subject wells").

3. On November 14, 2017, the Prehearing Conference was held. The Operator failed to attend, and Staff verbally moved the Commission to issue a Default Order.

III. CONCLUSIONS OF LAW

4. The Commission finds the Operator's failure to attend the Prehearing Conference constitutes default. Staff's Motion for a Default Order should be granted.

THEREFORE, THE COMMISSION ORDERS:

A. Staff's Motion for a Default Order is granted.

B. The Operator's license shall be suspended until such time as compliance is obtained by the Operator plugging the subject wells, reimbursing the Commission for the costs of plugging the subject wells, or transferring the subject wells to a licensed operator.

C. Staff is directed to place the subject wells on the appropriate state plugging list, to plug them according to priority and as funds allow, and to assess the plugging costs to the Operator. This shall not preclude Staff from investigating additional potentially-responsible parties.

D. Staff shall revoke any injection authorizations applicable to the subject wells.

E. Pursuant to K.S.A. 77-520(b), any party may file a written motion requesting that this Default Order be vacated and stating the grounds relied upon, within seven calendar days after service of this Order, with three additional days added to account for service by mail.

F. If a motion to vacate is not filed by the deadline, any party may then file a petition for reconsideration pursuant to K.S.A. 77-529(a) within 15 days. The petition shall be addressed to the Commission and sent to 266 N. Main, Suite 220, Wichita, Kansas 67202. Reconsideration is a prerequisite for judicial review.

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

BY THE COMMISSION IT IS SO ORDERED.
Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: DEC 5 2017

Lynn M. Retz
Secretary to the Commission

Mailed Date: DEC 6 2017

MJD

CERTIFICATE OF SERVICE

18-CONS-3100-CSHO

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/hand-delivered on DEC 5 2017.

Shaffer Oil Leases
W. C. Blaskovich
1916 Maple Cir.
Des Moines IA 50265

/s/ DeeAnn Shupe
DeeAnn Shupe

Order Mailed Date

DEC 6 2017