

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

In the matter of the failure of Haas Petroleum, LLC (Operator) to comply with K.A.R. 82-3-120 and K.A.R. 82-3-133 by operating under a suspended and revoked license.)	Docket Nos.: 23-CONS-3345-CPEN
)	CONSERVATION DIVISION
)	License No.: 33640 (Revoked)

MOTION REQUESTING THE COMMISSION TAKE ADMINISTRATIVE NOTICE

Staff of the Kansas Corporation Commission (Staff and Commission, respectively) files this motion requesting that the Commission take administrative notice of its records in order to clarify and correct information provided by Haas Petroleum, LLC (Haas) in its Response to Petition for Reconsideration on March 28, 2024. In support of Staff's motion, Staff states as follows:

1. On March 5, 2024, the Commission issued a Final Order in the captioned docket.
2. On March 20, 2024, Commission Staff filed a Petition for Reconsideration of Final Order (Petition).
3. On March 28, 2024, Haas submitted a Response to Petition for Reconsideration (Response). In the Response, Haas made incorrect claims regarding pending Request to Change Operator (T-1) forms allegedly submitted. Staff seeks to clarify and correct the record regarding these incorrect assertions.
4. Haas' Response claims that Staff has received but not processed T-1 forms transferring leases to five different operators.¹ Haas implies that these T-1 forms were filed a long time ago, and that Staff has been purposefully dilatory in processing the forms. However, this assertion is incorrect. Under K.A.R. 82-1-230(h), the Commission is able to take administrative notice of its records. Staff respectfully requests that the Commission take administrative notice of its records on KOLAR, which indicate that there are currently two T-1 forms pending which transfer wells from Haas to one other operator.² Moreover, these T-1 forms

¹ Response to Petition for Reconsideration, p. 3. (Mar. 28, 2024).

² Exhibit A.

were filed subsequent to the final order in this matter. Further, there were only T-1 forms transferring wells from Haas to two operators pending when Haas filed its Response.³ Indeed, since Haas' license was revoked by the Commission on November 22, 2022, Staff has processed over 30 T-1 forms transferring leases from Haas to various operators.

5. Staff would also note that paragraph 1 of Haas' Response which discusses the unprocessed T-1 forms and potential due process issues is not in response to Staff's Petition, but appears to be its own untimely Petition for Reconsideration. Additionally, Haas does not have the standing to make a due process argument on behalf of other operators. In order to meet the direct and substantial interest requirement necessary to have standing, Haas would need to (1) have suffered a cognizable injury and (2) show that there is a causal connection between the injury and the challenged conduct.⁴ Here, the injury alleged in Haas' Response does not impact Haas; the supposed injury only impacts other operators who allegedly own leases which have not been transferred. However, it does not appear that these operators have filed T-1 forms to transfer Haas leases onto their licenses.

WHEREFORE, Staff respectfully requests the Commission take administrative notice of its records, which indicate that the information provided by Haas regarding pending T-1 forms is incorrect, and for such other and further relief as the Commission deems just and equitable.

Respectfully Submitted,

/s/ Kelcey Marsh
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³ On March 19, 2024, three T-1 forms from Haas to Trimble & Maclaskey Oil, LLC were submitted. Staff has processed two of the forms and returned the third form to the new operator in order to correct the information on the form. On March 27, 2024, two T-1 forms from Haas to Jack W. McFadden dba McFadden Oil Co. were submitted. Staff is still reviewing those forms.

⁴ *Kansas Bldg. Indus. Workers Comp. Fund v. State*, 302 Kan. 656, 678 (2015).

Form: T1 - Transfer of Operator ▼

Paula Murray [Logout](#) KCC ▼

Doc ID: Lease name:

Past operator: haas New operator:

[Apply Filters](#) [Clear Filters](#)

Approved

Show 10 ▼ entries

Action	Doc ID	Past Operator	New Operator	Lease Name	District	Queue	Date Approved
Events	1767992	Haas Petroleum, LLC	Trimble & Maclaskey Oil LLC	JW MACLASKEY A & B	3	Approved/API Assigned	04/04/2024
Events	1767937	Haas Petroleum, LLC	Trimble & Maclaskey Oil LLC	HENRY COLLINS	3	Approved/API Assigned	04/04/2024
Events	1769533	Haas Petroleum, LLC	Trimble & Maclaskey Oil LLC	HENRY COLLINS	3	Approved/API Assigned	03/27/2024
Events	1601237	Haas Petroleum, LLC	Owens Oil Company, LLC	BREWER LEASE	3	Approved/API Assigned	02/19/2024
Events	1729660	Haas Petroleum, LLC	ELB Enterprise LLC	COUGHENOUR	3	Approved/API Assigned	01/24/2024
Events	1736315	Haas Petroleum, LLC	JTC Oil, Inc.	STURM	3	Approved/API Assigned	11/21/2023
Events	1736316	Haas Petroleum, LLC	JTC Oil, Inc.	DETAR	3	Approved/API Assigned	11/21/2023
Events	1598310	Haas Petroleum, LLC	Prairie Oil, LLC	DEGLER	3	Approved/API Assigned	10/27/2023
Events	1598313	Haas Petroleum, LLC	Prairie Oil, LLC	EVA LAUBER	3	Approved/API Assigned	10/27/2023
Events	1731559	Haas Petroleum, LLC	Prairie Oil, LLC	HARDER	3	Approved/API Assigned	10/13/2023

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Submitted

Show 10 ▼ entries

Action	Doc ID	Past Operator	New Operator	Lease Name	District	Queue	Date Approved
Events	1770042	Haas Petroleum, LLC	McFadden, Jack W. dba McFadden Oil Co.	MEIWES	3	Legal from EPR Past Operator Review	
Events	1770096	Haas Petroleum, LLC	McFadden, Jack W. dba McFadden Oil Co.	TRESTER	3	Legal from EPR Past Operator Review	

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Returned

Show 10 ▼ entries

Action	Doc ID	Past Operator	New Operator	Lease Name	District	Returned	Removal Date
Events	1768002	Haas Petroleum, LLC	Trimble & Maclaskey Oil LLC	HEADLEY A, B & C	3	04/04/2024	05/09/2024
Events	1650721	Haas Petroleum, LLC	Champ Petroleum LLC	TRESTER	3	10/10/2023	11/14/2023

Action	Doc ID	Past Operator	New Operator	Lease Name	District	Returned	Removal Date
Events	1650704	Haas Petroleum, LLC	Champ Petroleum LLC	MEIWES	3	06/02/2023	07/07/2023
Events	1604302	Haas Petroleum, LLC	JTC Oil, Inc.	COURTER	3	07/07/2022	08/11/2022

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Canceled

Show 10 entries

Action	Doc ID	Past Operator	New Operator	Lease Name	District	Date Canceled	Removal Date
No data available in table							

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CERTIFICATE OF SERVICE

23-CONS-3345-CPEN

I, the undersigned, certify that a true and correct copy of the attached Motion Requesting the Commission take Administrative Notice has been served to the following by means of electronic service on April 4, 2024.

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