

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

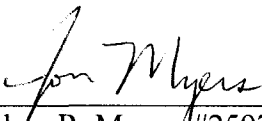
Before Commissioners: Jay Scott Emler, Chairman  
Shari Feist Albrecht  
Pat Apple

In the matter of the failure of Rama Operating ) Docket No.: 16-CONS-3895-CPEN  
Co., Inc. ("Operator") to comply with K.A.R. )  
82-3-111 at the Buckbee B #3 in Barton ) CONSERVATION DIVISION  
County, Kansas. )  
\_\_\_\_\_ ) License No.: 3911

**MOTION TO RESCIND PENALTY**

Commission Staff believes that it appropriately recommended a penalty order in this matter. However, in reviewing Operator's appeal and consulting with Operator's counsel, Staff recognizes that the parties have substantial disagreements regarding the facts in this case. Shortly after the Commission's Penalty Order was issued, Operator brought the well in question into compliance with K.A.R. 82-3-111 by plugging it. Thus, the only remaining issue is whether Operator should be obligated to pay the \$100 penalty assessed. At this point and given the factual disputes, Staff does not believe it would be efficient or useful to defend the penalty order, and therefore motions for its rescission.

Respectfully submitted,

  
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Jonathan R. Myers, #25975  
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Kansas Corporation Commission  
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**CERTIFICATE OF SERVICE**

I certify that on 5/23/16, I caused a complete and accurate copy of this Motion to be served via United States mail, with the postage prepaid and properly addressed to the following:

Jonathan A. Schlatter  
Morris Laing et al.  
300 N. Mead, Suite 200  
Wichita, Kansas 67202  
*Attorney for Rama Operating Co., Inc.*

Rich Williams  
KCC District #4

And delivered by hand to:

Lane Palmateer  
Conservation Division Central Office

  
\_\_\_\_\_  
Paula Murray  
Legal Assistant  
Kansas Corporation Commission