

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

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

In the Matter of the Application of Black ) Docket No: 18-CONS-3119-CMSC  
Gold Oil, LLC for an Operator's License. )  
 ) CONSERVATION DIVISION  
 )  
 ) License No: Not Issued

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**ORDER DIRECTING STAFF TO APPROVE LICENSE APPLICATION,  
CANCELLING PREHEARING CONFERENCE, AND CLOSING DOCKET**

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:

1. On August 29, 2017, the Commission issued an *Order Denying Application for License* to Black Gold Oil, LLC (Applicant).<sup>1</sup> The *Order* found the Applicant's application does not meet the requirements of K.S.A. 55-155 and K.A.R. 82-3-120.<sup>2</sup>
2. On September 12, 2017, John R. Horst, on behalf of the Applicant, filed his Entry of Appearance and Request for Hearing.<sup>3</sup>
3. On October 10, 2017, the Commission scheduled a Prehearing Conference for October 26, 2017.<sup>4</sup>
4. On October 16, 2017, Commission Conservation Staff (Staff) filed a Motion asking the Commission to rescind its August 29, 2017, *Order Denying Application for License*,

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<sup>1</sup> *Order Denying Application for License* (Aug. 29, 2017).

<sup>2</sup> *Id.*, ¶ 6.

<sup>3</sup> Entry of Appearance and Request for Hearing (Sept. 12, 2017).

<sup>4</sup> *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B (Oct. 10, 2017).

to direct Staff to approve the Applicant's license application, and to close this docket.<sup>5</sup> Staff's Motion stated Staff's view that the Applicant meets the requirements of K.S.A. 55-155 and K.A.R. 82-3-120, and thus, Staff believes approval of the Applicant's license is appropriate.<sup>6</sup>

5. The Commission finds that Staff's review of additional information regarding the Applicant's license application and conclusion that the Applicant has met the statutory and regulatory requirements for license approval provides a reasonable basis for approving the Applicant's license. The Commission, therefore, directs Staff to approve the Applicant's license. The Commission also cancels the Prehearing Conference scheduled for October 26, 2017, and finds the docket should be closed.

**THEREFORE, THE COMMISSION ORDERS:**

A. Staff is directed to approve the Applicant's Operator's license. The Prehearing Conference scheduled for October 26, 2017, is hereby cancelled and the docket is closed.

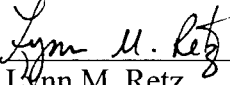
B. The parties have 15 days from the date of electronic service of this Order to petition for reconsideration.<sup>7</sup>

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

**BY THE COMMISSION IT IS SO ORDERED.**

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: OCT 26 2017

  
Lynn M. Retz  
Secretary to the Commission

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<sup>5</sup> Motion to Approve Application for License and to Cancel or Continue Prehearing Conference, p. 2 (Oct. 16, 2017).

<sup>6</sup> Motion, ¶ 3.

<sup>7</sup> K.S.A. 55-606; K.S.A. 55-162; K.S.A. 66-118b; K.S.A. 77-529(a)(1).

**CERTIFICATE OF SERVICE**

I certify that on 10/26/17, I caused a complete and accurate copy of this Order to be served electronically to the following:

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/s/ Paula J. Murray  
Paula J. Murray  
Legal Assistant  
Kansas Corporation Commission