

**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 Failure of River Rock) Docket No. 17-CONS-3489-CPEN
Operating, LLC ("Operator") to comply with)
K.A.R. 82-3-407 at the W Hahn #1-1 in Labette) CONSERVATION DIVISION
County, Kansas.)
_____) License No. 35341

**ORDER DESIGNATING PREHEARING OFFICER
AND SETTING PREHEARING CONFERENCE**

1. On February 21, 2017, the State Corporation Commission of the State of Kansas (Commission) issued a Penalty Order against River Rock Operating, LLC (Operator) alleging one violation of K.A.R. 82-3-407 because a current, successful mechanical integrity test (MIT) has not been performed on the subject well.

2. On February 21, 2017, Operator filed a Request for Hearing.

3. The Commission finds that a Prehearing Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517. The Commission also finds that an initial prehearing conference should be scheduled in this matter.

THEREFORE, THE COMMISSION ORDERS:

A. The Prehearing Officer in this proceeding shall be Dustin L. Kirk, Deputy General Counsel, Kansas Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, telephone number 785-271-3198, email address d.kirk@kcc.ks.gov.

B. A Prehearing Conference shall be held on **April 18, 2017 at 9:00 a.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN #7632914771.

C. At the Prehearing Conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, and scheduling of a hearing with the Commission.

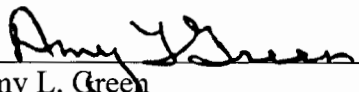
D. At the Prehearing Conference, without further notice, this proceeding may be converted into a conference hearing or a summary proceeding for disposition of this matter as provided by the Kansas Administrative Procedure Act (KAPA), K.S.A. 77-501 *et seq.* Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default pursuant to KAPA.

E. A corporation shall appear before the Commission by a Kansas licensed attorney.¹

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: MAR 28 2017



Amy L. Green
Secretary to the Commission

Mailed Date: March 28, 2017

DLK/sc

¹ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).

CERTIFICATE OF SERVICE

I certify that on 3/28/17, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Keith Brock
Anderson & Byrd, LLP
PO Box 17
Ottawa, KS 66067
Attorneys for River Rock Operating, LLC

Jay Jimerson
River Rock Operating, LLC
211 N. Robinson, Suite 200
Oklahoma City, OK 73102

and delivered by e-mail to:

John Almond
KCC District #3

Rene Stucky
KCC Central Office

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Dustin L. Kirk, Deputy General Counsel
KCC Topeka Office

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