

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

Before Commissioners:                      Andrew J. French, Chairperson  
   Dwight D. Keen  
   Susan K. Duffy

In the matter of the application of Palomino ) Docket No: 21-CONS-3127-CWLE  
Petroleum, Inc. for a location exception for its )  
Spectre #1 well located in the NW/4 NW/4 of ) CONSERVATION DIVISION  
Section 17-T18S-R24W, Ness County, Kansas. )  
\_\_\_\_\_ ) License No: 30742

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

The Commission rules as follows:

1. On December 30, 2020, Palomino Petroleum, Inc. (Operator) filed an Application for a well location exception for its proposed Spectre #1 well.
2. On January 20, 2021, Pickrell Drilling Co, Inc. filed a Motion to Intervene and Protest; on January 27, 2021, Norstar Petroleum did the same.
3. On February 12, 2021, Operator filed a motion to establish dates for pre-filed testimony and to set a hearing date.
4. All pending motions are held in abeyance; the Commission shall take them under advisement. Nevertheless, under K.S.A. 77-551(c), the Commission finds a Presiding Officer should be designated in this proceeding to determine procedural matters that may arise prior to a hearing on the merits, including but not limited to conducting prehearing conferences.<sup>1</sup>
5. The Commission finds a Prehearing Conference should be scheduled.

**THEREFORE, THE COMMISSION ORDERS:**

- A. The Presiding Officer for prehearing matters in this proceeding shall be Jonathan R. Myers, Assistant General Counsel, Kansas Corporation Commission, 266 N. Main Street, Suite 220,

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<sup>1</sup> See also K.S.A. 77-516 and K.S.A. 77-517.

Wichita, Kansas, 67202-1513, telephone number (316) 337-6245, email address j.myers@kcc.ks.gov.

The Commission may designate other Staff members to serve in this capacity. **The Commission directs electronic service of all filings in the docket to include service on the Presiding Officer and mailed service of all filings to be directed to the Presiding Officer's attention.**

B. Although a Presiding Officer is designated, pleadings are still required to be filed with the Commission, and filings shall be made with the Commission's Docket Room. Any filing received after 5:00 p.m. shall be considered filed the next business day. In addition, any late filing shall be accompanied by a Motion to File Out-of-Time.

C. A Prehearing Conference is scheduled for **Thursday, March 11, 2021, at 11:00 a.m.** by telephone. The conference call information is: telephone number (866) 620-7326, Conference Code PIN: 3902542751. **All participating entities must appear via a licensed attorney.**<sup>2</sup>

D. At the Prehearing Conference, participants shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and any other issues that will promote the orderly and prompt resolution of this proceeding. 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). Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding may be held in default under the KAPA.<sup>3</sup>

E. The attorney designated to appear on behalf of the agency in this proceeding is Kelcey Marsh, Litigation Counsel, telephone number (316) 337-6200, k.marsh@kcc.ks.gov.

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<sup>2</sup> See K.A.R. 82-1-228(d)(1);

<sup>3</sup> K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

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

French, Chairperson; Keen, Commissioner; Duffy, Commissioner

Dated: 03/02/2021



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Lynn M. Retz  
Executive Director

Mailed Date: 03/02/2021

JRM

## **CERTIFICATE OF SERVICE**

21-CONS-3127-CWLE

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

first class mail and electronic service on 03/02/2021.

JAKE EASTES, GEOLOGIST SPECIALIST  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
j.eastes@kcc.ks.gov

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
266 N. Main St., Ste. 220  
WICHITA, KS 67202-1513  
Fax: 316-337-6211  
j.myers@kcc.ks.gov

KLEE ROBERT WATCHOUS  
PALOMINO PETROLEUM, INC.  
4924 SE 84TH ST  
NEWTON, KS 67114-8827  
krw@ppiks.com

KELCEY MARSH, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
CENTRAL OFFICE  
266 N. MAIN ST, STE 220  
WICHITA, KS 67202-1513  
Fax: 785-271-3354  
k.marsh@kcc.ks.gov

JEFF KENNEDY  
MARTIN, PRINGLE, OLIVER, WALLACE & BAUER, LLP  
645 E. DOUGLAS STE 100  
WICHITA, KS 67202  
Fax: 913-491-3341  
jkennedy@martinpringle.com

STEVEN D. GOUGH, COUNSEL  
WITHERS, GOUGH, PIKE & PETERSON, LLC  
O.W. GARVEY BUILDING  
200 W DOUGLAS, SUITE 1010  
WICHITA, KS 67202  
Fax: 316-303-1018  
sgough@withersgough.com

/S/ DeeAnn Shupe

DeeAnn Shupe