

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

Before Commissioners: Shari Feist Albrecht, Chair
Jay Scott Emler
Dwight D. Keen

In the Matter the Application of Charles N.) Docket No: 18-CONS-3283-CHOR
Griffin for an Order Authorizing the)
Drilling of Mollie #1H as a horizontal) CONSERVATION DIVISION
wellbore upon its Mollie lease, located in)
Barber County, Kansas.) License No: 33936
_____)

ORDER DISMISSING APPLICATION 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 the following:

1. On January 23, 2018, Charles N. Griffin (Operator) filed an Application seeking approval to drill the Mollie #1H as a horizontal wellbore upon its Mollie lease located in Barber County, Kansas.¹

2. On May 24, 2018, the Commission scheduled a Prehearing Conference for June 19, 2018.² At the June 19, 2018 Prehearing Conference, the parties agreed to continue the Prehearing Conference to August 21, 2018.³ A Prehearing Conference was held on August 21, 2018, but the Operator did not appear.

3. On October 2, 2018, Commission Conservation Staff (Staff) filed a Motion to Dismiss Application and Close Docket (Motion). Staff stated that “[o]n August 28, 2018, Staff sent a letter to the Operator’s Attorney requiring the Operator [to] provide verification of notice and proof of

¹ Application, p. 1 (Jan. 23, 2018).

² *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B (May 24, 2018).

³ *Prehearing Officer Order Continuing Prehearing Conference*, ¶ 2 (June 20, 2018).

publication in the Gyp Hill Premier by September 28, 2018,” but the Operator did not do so.⁴ Staff argued the Commission should dismiss the Operator’s Application for lack of prosecution, noting that the Application suffers from various deficiencies.⁵ Staff asked the Commission to dismiss the Application without prejudice and close the docket.⁶

4. Based on Staff’s assertions regarding the deficiencies in the Operator’s Application and the Operator’s failure to prosecute this matter further, the Commission finds the Operator’s Application shall be dismissed, without prejudice, and this docket shall be closed.

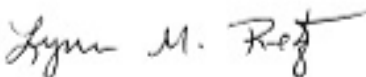
THEREFORE, THE COMMISSION ORDERS:

- A. The Operator’s Application is dismissed, without prejudice, and this docket is closed.
- B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).⁷
- 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.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 10/23/2018



Lynn M. Retz
Secretary to the Commission

Date Mailed: 10/24/2018

MJD

⁴ Motion, ¶ 8.

⁵ Motion, ¶ 9.

⁶ Motion, p. 2.

⁷ K.S.A. 55-162; K.S.A. 55-606; K.S.A. 55-707; K.S.A. 77-503(c); K.S.A. 77-531(b).

CERTIFICATE OF SERVICE

18-CONS-3283-CHOR

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

first class mail and electronic service on 10/23/2018.

CHARLES N. GRIFFIN
CHARLES N. GRIFFIN
PO BOX 347
Pratt, KS 67124-0347

MICHAEL DUENES, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
m.duenes@kcc.ks.gov

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

LAUREN WRIGHT, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
Conservation Division
266 N. Main St. Ste. 220
WICHITA, KS 67202-1513
Fax: 316-337-6211
l.wright@kcc.ks.gov

Wayne Smith, AGENT AND CONSULTANT FOR GRIFFIN
MANAGEMENT LLC
WAYNE SMITH
7011 N. ROBINSON AVE
OKLAHOMA CITY, OK 40584
wayne.smith@tresmanagement.com

JOHN G PIKE, ATTORNEY AT LAW
WITHERS GOUGH PIKE PFAFF & PETERSON, LLC
200 WEST DOUGLAS, SUITE 1010
WICHITA, KS 67202
jpike@withersgough.com

/S/ DeeAnn Shupe

DeeAnn Shupe