

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the matter of the application of Thresher Energy,) Docket No: 25-CONS-3375-CEXC
Inc. for an exception to the 10-year time limitation)
of K.A.R. 82-3-111 for its Girod #1 well located in) CONSERVATION DIVISION
the NW/NW/NW of Section 17, Township 32)
South, Range 7 East, Cowley County, Kansas.) License No: 35820

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

The Commission rules as follows:

1. On May 14, 2025, Thresher Energy, Inc. (Operator) filed an application as described by the above caption.
2. On May 30, 2025, the James V. & Misti A. Wallingford Revocable Trust (Trust) filed a protest.
3. 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.¹
4. The Commission finds a prehearing conference should be scheduled.
5. Under K.A.R. 82-1-228(d)(1), any party may either “appear before the Commission and be heard in person on that party’s own behalf,” or appear before the Commission through a licensed attorney. Because Operator and the Trust are artificial entities, they cannot appear in person.² Thus, Commission regulations require artificial entities such as Operator and the Trust to appear

¹ See also K.S.A. 77-516 and K.S.A. 77-517.

² See *State ex rel. Stephan v. Williams*, 246 Kan. 681, 691 (1990).

before the Commission via counsel. Even if Commission regulations did not require counsel in this matter, the Commission finds it would be in the public interest to require counsel via order.³

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, Wichita, Kansas, 67202-1513, telephone number (316) 337-6245, email address jon.myers@ks.gov. The Commission may designate others to serve in this capacity.

B. A prehearing conference is scheduled for **Thursday, June 26, 2025, at 2:00 p.m.** by telephone. The conference call information is: telephone number (253) 205-0468, Meeting ID 5248125436.⁴ **Operator and the Trust must each appear via a licensed attorney. Prior to the Prehearing Conference, each attorney must file an entry of appearance, comporting with the pleading requirements of K.A.R. 82-1-219 and identifying the filer as a licensed attorney.**

C. At the prehearing conference, parties 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.⁵

D. Although a presiding officer is designated, parties are still required to file pleadings with the Commission, and filings shall be made with the Commission's docket room. Any filing

³ The administration of justice is efficiently furthered by requiring persons licensed to practice law and familiar with procedure to represent artificial entities. *See In re Arnold*, 274 Kan. 761, 770 (2002). *See also* K.S.A. 77-515(c) ("A state agency may require a corporation or other artificial person to participate by counsel.").

⁴ If prompted, there is no Participant ID; just press pound to continue.

⁵ K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

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. **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.**

E. The attorney designated to appear on behalf of the agency in this proceeding is Tristan Kimbrell, Litigation Counsel, telephone number (316) 337-6200, tristan.kimbrell@ks.gov.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether Commissioner

Dated: 06/12/2025



Celeste Chaney-Tucker
Executive Director

Mailed Date: 06/12/2025

JRM

CERTIFICATE OF SERVICE

25-CONS-3375-CEXC

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 06/12/2025.

KEITH FITE
THRESHER ENERGY, INC.
2 NORTHPOINT DRIVE STE 800
HOUSTON, TX 77060-3237
kfite@thresherenergy.com

TRISTAN KIMBRELL, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
CENTRAL OFFICE
266 N. MAIN ST, STE 220
WICHITA, KS 67202-1513
tristan.kimbrell@ks.gov

JEFF KLOCK
KANSAS CORPORATION COMMISSION
DISTRICT OFFICE NO. 2
3450 N. ROCK RD BLDG 600 STE 601
WICHITA, KS 67226
jeff.klock@ks.gov

JONATHAN R. MYERS, ASSISTANT GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
266 N. Main St., Ste. 220
WICHITA, KS 67202-1513
jon.myers@ks.gov

BECKY ROJAS
THRESHER ENERGY, INC.
2 NORTHPOINT DRIVE STE 800
HOUSTON, TX 77060-3237
brojas@thresherenergy.com

JAMES & MISTI WALLINGFORD
JAMES V. AND MISTI A. WALLINGFORD REVOCABLE
TRUST
14827 251st RD
CAMBRIDGE, KS 67023-9336

/S/ KCC Docket Room
KCC Docket Room