BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

In the matter of the failure of Ace Energy,)	Docket No.: 23-CONS-3029-CPEN
LLC (Operator) to comply with K.A.R. 82-)	
3-407 at the E. C. Larson #2 and E. Larsen)	CONSERVATION DIVISION
#6 wells in Allen County, Kansas)	
		License No.: 34998

Pursuant to the Kansas Statutes & Administrative Regulations

REQUEST FOR HEARING

Ace Energy, LLC, by and through its counsel, David J. Bideau, of Bideau Law Offices, LLC, Chanute, Kansas, hereby requests a hearing in the above-referenced matter pursuant to K.S.A. 55-164, K.S.A. 77-537 and K.S.A. 77-542. In support of its request for hearing, Ace Energy, LLC, alleges and states as follows:

- 1) Ace Energy, LLC, is the Operator/Licensee named herein.
- 2) Ace Energy, LLC, contests all findings of fact and conclusion of law set forth in the Penalty Order filed herein.
- 3) An evidentiary hearing should be held in this matter to determine if two (2) violations of K.A.R. 82-3-407 occurred as alleged in the Penalty Order filed herein, and if so, whether the assessed penalty is proper or consistent with applicable law.
- 4) An evidentiary hearing should also be held in this matter to determine if the findings of fact and conclusions of law set forth in the Penalty Order are correct and whether jurisdiction is proper.

In the Matter of the failure of Ace Energy, LLC (Operator) to comply with K.A.R. 82-3-407 at the E.C. Larson #2 and E. Larsen #6 wells in Allen County, Kansas Docket No. 23-CONS-3029-CPEN CONSERVATION DIVISION License No. 34998 Page 1 5) Ace Energy, LLC, also requests a hearing to address the Commission's concerns, obtain additional time to comply with the Commission's Rules, Regulations and Orders with regard to the wells involved in this matter.

WHEREFORE, Ace Energy, LLC prays for an order setting the above-entitled captioned docket for hearing pursuant to K.S.A. 55-164, K.S.A. 77-537, K.S.A. 77-542 or as otherwise provided by law.

Respectfully submitted,

BIDEAU LAW OFFICES, LLC

By: David J. Bideau #11285

P. O. Box 945

Chanute, Kansas 66720-0945

(620) 431-2720 (Voice)

(620) 431-2742 (Fax)

E-mail: <u>djb@bideaulaw.com</u> Attorneys for Operator/Licensee

Ace Energy, LLC

STATE OF KANSAS, COUNTY OF JOHNSON, SS:

Comes now, Jonathan Freiden, being of lawful age and first duly sworn upon oath states and declares as follows: That he is a Manager of Ace Energy, LLC, and is duly authorized to make this affidavit; that he has read the foregoing Request for Hearing, knows the contents thereof, and that the facts set forth therein are true and correct under penalty of perjury to the best of his knowledge, information and belief at this time.

> ACE ENERGY, LLC a Kansas Limited Liability Company

Manager/Authorized Representative

SUBSCRIBED AND SWORN to before me this 25th day of August, 2022.

Notary Public

My Appointment Expires:

NOTARY PUBLIC - - State of Kansas KEVIN SNOW

In the Matter of the failure of Ace Energy, LLC (Operator) to comply with K.A.R. 82-3-407 at the E.C. Larson #2 and E. Larsen #6 wells in Allen County, Kansas Docket No. 23-CONS-3029-CPEN CONSERVATION DIVISION License No. 34998 Page 3

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the above and foregoing Request for Hearing was served upon the following parties by depositing the same in the U.S. Mail, postage prepaid, addressed as follows on this 25th day of August, 2022.

Electronic filing to:

Kansas Corporation Commission

Conservation Division 266 North Main, Suite 220 Wichita, Kansas 67202

Copy to:

Tristan Kimbrell

Litigation Counsel

Kansas Corporation Commission 266 North Main, Suite 220 Wichita, Kansas 67202

E-mail: t.kimbrell@kcc.ks.gov

Copy to:

Ryan Duling

Kansas Corporation Commission

Conservation Division - District Office No. 3

137 East 21st Street Chanute, Kansas 66720 E-mail: r.duling@kcc.ks.gov

Copy to:

Troy Russell

Kansas Corporation Commission

Conservation Division - District Office No. 3

137 East 21st Street Chanute, Kansas 66720 E-mail: t.russell@kcc.ks.gov

Copy to:

Ace Energy, LLC

11704 Aberdeen Road

Leawood, Kansas 66211-2921 E-mail: jfreiden@me.com

In the Matter of the failure of Ace Energy, LLC (Operator) to comply with K.A.R. 82-3-407 at the E.C. Larson #2 and E. Larsen #6 wells in Allen County, Kansas Docket No. 23-CONS-3029-CPEN CONSERVATION DIVISION License No. 34998 Page 4

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