

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

Before Commissioners: Jay Scott Emler, Chairman
Shari Feist Albrecht
Pat Apple

In the matter of the application of Agricultural)	Docket No.: 16-CONS-4029-CEXC
Energy Services, applicant, for an exception to the)	
10-year time limitation of K.A.R. 82-3-111 for its)	CONSERVATION DIVISION
Diamond Sleeper 1-25 well located in the C W)	
<u>NW/4 SE/4 25-33-31W, Seward County, Kansas.</u>)	License No.: 34089

**ORDER DESIGNATING PREHEARING OFFICER
& SETTING PREHEARING CONFERENCE**

1. On May 16, 2016, Agricultural Energy Services filed an application requesting an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Diamond Sleeper 1-25 well. On June 14, 2016, Warren F. Fox filed a protest.

2. The Commission finds that a Prehearing Officer should be designated in this proceeding to address any matters listed in K.S.A. 77-517(b). 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 Jonathan R. Myers, Counsel, Kansas Corporation Commission, 266 N. Main, Suite 220, Wichita, Kansas 67202, telephone number 316-337-6200, email address j.myers@kcc.ks.gov.

B. A Prehearing Conference is scheduled for Thursday, July 7, 2016. The Prehearing Conference shall begin at 1:30 p.m. and end by 2:30 p.m., at the Commission's offices, 266 N. Main, Suite 220, Wichita, Kansas 67202. Telephonic attendance may be permitted upon advance request to the Prehearing Officer. The Prehearing Conference will focus on the development of a procedural schedule.

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.

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"). Any party that fails to attend or participate in the Prehearing Conference, hearing, or other stage of this proceeding shall be held in default under the KAPA.

E. Pursuant to K.A.R. 82-1-228(d)(2), corporations must enter an appearance via an attorney. If a corporation fails to enter an appearance via an attorney prior to the Prehearing Conference, it shall be held in default under the KAPA.

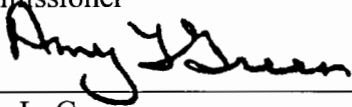
F. The attorney designated to appear on behalf of the agency in this proceeding is Lane Palmateer, telephone number 316-337-6200, email address l.palmateer@kcc.ks.gov.

G. Any person requiring special accommodations under the Americans with Disabilities Act should give notice to the Commission at least 10 days prior to the scheduled hearing date.

BY THE COMMISSION IT IS SO ORDERED.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: JUN 21 2016



Amy L. Green
Secretary to the Commission

Mailed Date: June 21, 2016

JRM

CERTIFICATE OF SERVICE

I certify that on June 21, 2016, 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:

Karl F. Hirsch
Hirsch, Heath & White, P.L.L.C.
901 Cedar Lake Boulevard
Oklahoma City, Oklahoma 73114
Attorney for Agricultural Energy Services

Montgomery Escue
Agricultural Energy Services
P.O. Box 31865
Edmond, Oklahoma 73003

Warren F. Fox
ABC Trust, LP & LAL Trust, LP
8199 X Road
Plains, Kansas 67829-9123

And delivered by email to:

Lane Palmateer
Conservation Division Central Office

/s/ Cynthia K. Maine
Cynthia K. Maine
Administrative Assistant
Kansas Corporation Commission