

April 10, 2017

Kansas Corporation Commission  
Conservation Division  
266 N. Main, Suite 220  
Wichita, KS 67202

17-CONS-3539-CMSC

**Re: Request for Hearing on Conservation Division NOTICE OF DENIAL OF LICENSE RENEWAL APPLICATION: License No.: 34525 (Tontol LLC)**

Gentlemen:

I respectfully request a hearing on the above NOTICE OF DENIAL OF LICENSE RENEWAL APPLICATION, received April 1, 2017, for the reasons set forth below.

You have told me that I am and have been associated with SHASTA INC., a company that (you have told me) has violated KCC rules, thereby preventing me from holding an operator's license. I am the managing member for TONTOL, LLC, an Arizona limited liability company, KCC License #34525. Tontol LLC is a two person company with no employees. The only assets of the company are three small stripper oil leases in southeast Kansas.

**I am not and never have been associated with SHASTA INC.**

**Background.** In 1995/1996, as a practicing attorney in Arizona, one of my corporate clients was Mr. **Peter McRae**, a long-time "oil man". I do not remember the details of the various matters that I handled for Mr. McRae, but the client relationship extended over several months.

For matters unrelated to any dealings with me or my law office, Mr. McRae was prosecuted for a felony and imprisoned. (I do not know any details of that prosecution....mine was not a criminal practice and I had no knowledge of or contact with Peter McRae during that time.) My last contact with Peter McRae was a letter he sent to me, while he was in prison. I do not know how long he was in prison, but his wife (**Barbara McRae**) telephoned me at some point, to tell me that once he had served his sentence, he had been immediately deported to Canada....it seems that he was a Canadian, not a U.S.A. citizen.

Mrs. McRae later informed me that her husband had died, in Canada. I do not know when or where he died. I have since learned that Barbara McRae has died, but I do not know when or where that occurred.

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CONSERVATION DIVISION  
WICHITA, KS

I have NEVER been in business with either Peter or Barbara McRae....I only worked as an attorney in various matters. (I did become interested in Kansas stripper wells, during my time as McRae's lawyer, and I did obtain a Kansas Operator's License. I did that independently, with no help, advice, investment or involvement from either McRae.)

**At NO TIME, EVER, have I been involved with Peter or Barbara McRae in any business operation of any kind.....particularly, I have never been part of any business, company, corporation, partnership, limited liability company or any other form of business, in Kansas or elsewhere, with either McRae; nor were either of them ever a part of anything with which I was or am connected.**

I now know that the Arizona Corporation Commission records show that SHASTA INC. was incorporated, showing Donald Bisbee and L. Richardson as the owners and officers of that corporation. Although my signature appears to be on those incorporation records, **I DID NOT SIGN THOSE DOCUMENTS. I WAS NOT INVOLVED IN THAT CORPORATION, AT ANY TIME, IN ANY WAY.**

I was then, and remain a respected member of the Arizona bar; a former President of the Scottsdale Bar Association; active in bar related charitable activities; a former Navy Officer (Vietnam service); former Phoenix Police Officer (reserve); and a proud and active founding member, Elder and counsel for the church I have attended for thirty-five years. If Peter McRae chose to illicitly and illegally use my name for his own purposes, he chose well – a respected, known name in Arizona.

If Peter McRae (or Barbara McRae, his wife, secretary and business partner) did illegally use and forge my name, it was done **without my knowledge**, without my **permission**, without my **participation**, without **any investment** of any kind on my part, and without **my participation or knowledge of any business dealings of SHASTA INC.** And I certainly was never offered or sought or received anything from that company, its assets, its business, its income, or its shareholders or officers.

After receiving your Notice of Denial of License Renewal Application, I spoke with attorney Joshua D. Wright, in your offices and learned that my name is listed on a **Kansas Operator's License** (used by Shasta, Inc.?), along with Barbara McRae and someone named **McGrath**. (I have never known anyone named McGrath.....at least, not since the sixth grade.)

I then obtained copies of the only SHASTA INC. records still held by the Arizona Corporation Commission (now on microfilm). My consternation and surprise were compounded when I saw that only two names were on the Articles of Incorporation: Mine, and **Lin Richardson's**, my wonderful secretary of many years.

Ms. Richardson was a valued, professional employee for a long time. She and I shared professional, moral, legal and ethical values. Seeing her name assured me that the signatures were, in fact, forged – I could not imagine any instance or scenario where I would have asked her (or any other employee) to be involved with me or with any client, in any business, whatsoever. Had I ever suggested that she do that, I was aware that she would have immediately **resigned** from my employ, on the spot.


I never was, in any way, at any time during my 35 (plus) years as an attorney, ever involved with Ms. Richardson in any business or in any way except as her employer. (I dearly wish that I could ask her to join me in this matter, now, to clarify and confirm. But I have learned that she died several years ago, in Mesa, Arizona.)

**CONCLUSION.** It has been over twenty years....**20 YEARS !**.... since I dealt with McRae. I have NO memory of doing any legal work for SHASTA INC. I have no memory of specific work that I did for McRae, or for any other business client, over twenty years ago. But I DO KNOW that I never had a role in ANY client business, for any client at all, except as Statutory Agent and/or independent legal counsel.

**PERSONAL NOTE:** *I feel like a character from a Dickens tale. I am innocent of any wrongdoing, whatsoever. Yet, 20 years after the fact, after the other players are long dead, after records have long been destroyed, when there is no one to even speak for me (the only one left standing), I am required to prove my innocence. Only on television is it possible to prove innocence. If you refuse to accept my license renewal application, I can only hope that you reflect on the grim, impossible situation I am facing, through no fault of my own.....and contemplate for yourselves, in a private, quiet moment, how YOU might deal with such an injustice.*

Thank you for your time.

Sincerely,



Donald J. Bisbee, Managing Member  
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