

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

In the Matter of the failure of Bengalia Land	)	Docket No: 20-CONS-3130-CPEN
and Cattle Company (“Operator”) to comply	)	
with K.A.R. 82-3-111 at the K and G #1-27,	)	CONSERVATION DIVISION
Mott Trust #1-26, De Chant #2, Maxine	)	
#1-30, Nichols #2-32 and Wedel Trust 33	)	License No: 33989
#3-33 in Finney County and Gray County,	)	
<u>Kansas.</u>	)	

**MOTION TO WITHDRAW REQUEST FOR HEARING**

Bengalia Land and Cattle Company (“Operator”), moves the Commission for an order allowing Operator to withdraw its request for hearing in this docket. In support of its Motion, Operator states and alleges as follows:

1. On November 5, 2019, the Commission entered a Penalty Order against Operator for alleged violations of K.A.R. 82-3-111 at the following wells (“Subject Wells”):

- a. K and G #1-27, API No. 15-055-21988;
- b. Mott Trust #1-26, API No. 15-055-21994;
- c. DeChant #2, API No. 15-069-20298;
- d. Maxine #1-30, API No. 15-069-20316;
- e. Nichols #2-32, API No. 15-069-20325; and
- f. Wedel Trust 33 #3-33, API No. 15-069-20480.

In the Penalty Order, the Commission ordered Operator to pay a \$600 penalty, and to plug, return to service, or obtain TA status for the Subject Wells.

2. By letter dated November 27, 2019, and docketed on December 3, 2019, Operator timely requested a hearing.

3. Several prehearing or status conferences have been held concerning the allegations in the Penalty Order and Operator's progress towards compliance at the Subject Wells.

4. Per the Prehearing Officer Order Setting Status Conference entered on June 4, 2020, a status conference currently set for Thursday, July 2, 2020, at 2:30 p.m.

5. As of the date of this motion, operator has paid the \$600 penalty, obtained TA status for the wells identified at (a) and (f) in paragraph 1 above, and plugged and abandoned the wells identified as (b), (c), (d), and (e) in paragraph 1 above. As such, the requirements set forth in the Penalty Order have been satisfied and the Subject Wells are in compliance with Commission regulations.

6. For the reasons set forth in paragraph 5 above, Operator no longer wishes to incur the time and expense associated with conducting an evidentiary hearing on the merits of the Penalty Order.

7. No party will be prejudiced by the granting of this motion, and waste will be prevented by preserving the time and resources that would ordinarily be incurred in preparing for and participating in the requested evidentiary hearing.

For the reasons set forth above, Operator respectfully requests the Commission grant this motion and (a) allow Operator to withdraw its request for hearing in this docket, (b) cancel the status conference scheduled for July 2, 2020, (c) close the docket, and (d) provide for such further and other relief as it deems just and proper.



**CERTIFICATE OF SERVICE**


I, the undersigned, hereby certify that on the 1st day of July, 2020, I caused the original of this **Motion to Withdraw Request for Hearing** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and caused a true and correct copy of the same be electronically served to the following parties:

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