

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

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

In the Matter of the Notice of Denial of ) Docket No: 17-CONS-3539-CMSC  
License Renewal Application to Tontol, )  
LLC. ) CONSERVATION DIVISION  
   )  
\_\_\_\_\_ ) License No: 34525

**ORDER CLOSING DOCKET**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On March 24, 2017, Commission Conservation Staff (Staff) issued a Notice of Denial of License Renewal Application to Tontol, LLC (Operator), stating that the Operator appeared to be associated with entities not in compliance with Commission statutes, regulations, and orders.

2. On April 13, 2017, the Operator timely filed its request for hearing.

3. On April 27, 2017, the Commission issued an *Order Designating Prehearing Officer and Setting Prehearing Conference*, scheduling a Prehearing Conference for May 25, 2017.<sup>1</sup> The Prehearing Conference was twice continued in this matter.

4. On February 7, 2018, the Operator emailed Staff Counsel and the Prehearing Officer, informing them of its desire to cancel its request for hearing.

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<sup>1</sup> *Order Designating Prehearing Officer and Setting Prehearing Conference*, Ordering Clause B (Apr. 27, 2017).

5. On February 9, 2018, Staff filed a Motion to Close Docket, noting the aforementioned February 7, 2018, email from the Operator and stating that “[t]he email comports with previous verbal communications Operator made to Staff Counsel and the Prehearing Officer, in which Operator stated it would be withdrawing its request for hearing.”<sup>2</sup> Staff also noted that “there is no settlement agreement in this matter; rather, Operator transferred all wells from its license and thus no longer needs to maintain a license.”<sup>3</sup> Thus, according to Staff, there are no outstanding issues requiring resolution.<sup>4</sup>

6. The Commission finds the Operator’s withdrawal of its hearing request and Staff’s assessment that no issues remain to be resolved in this matter, provide a reasonable basis for granting Staff’s Motion. The Commission finds Staff’s Motion to Close Docket shall be approved.

**THEREFORE, THE COMMISSION ORDERS:**

- A. The docket is closed.
- B. Any party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order, plus three days if mailed, and must state the specific grounds upon which relief is requested.<sup>5</sup> The petition shall be addressed to the Commission and sent to 266 N. Main, Ste. 220, Wichita, Kansas 67202.
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

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<sup>2</sup> Motion to Close Docket, ¶ 5.

<sup>3</sup> Motion to Close Docket, ¶ 5.

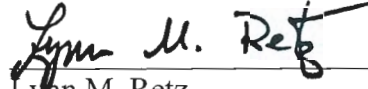
<sup>4</sup> Motion to Close Docket, p. 2.

<sup>5</sup> K.S.A. 55-162; K.S.A. 55-606; K.S.A. 77-529(a)(1); *see* K.S.A. 66-118b.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: Feb. 27, 2018

  
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Lynn M. Retz  
Secretary to the Commission

Mailed Date: Feb. 27, 2018

MJD

**CERTIFICATE OF SERVICE**

I certify that on Feb. 27, 2018, I caused a complete and accurate copy of this Order to be served electronically, properly addressed to the following:

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/s/ DeeAnn Shupe  
DeeAnn Shupe  
KCC Docket Room