

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

In the matter of the application of Edison ) Docket No.: 24-CONS-3268-CEXC  
Operating Company LLC for an exception to the )  
10-year time limitation of K.A.R. 82-3-111 for ) CONSERVATION DIVISION  
its SeEVERS #7-1 well located in the Southeast )  
Quarter of the Northeast Quarter of the Southeast ) License No.: 34434  
Quarter of Section 1, Township 25 South, Range )  
14 West, Stafford County, Kansas. )

**MOTION TO DISMISS APPLICATION AND CLOSE DOCKET**

Staff of the Kansas Corporation Commission (Staff and Commission, respectively) moves the Commission to issue an order dismissing the application and closing the docket in this matter.

In support of its motion, Staff states as follows:

1. On March 25, 2024, Edison Operating Company, LLC (Operator) filed an application seeking an exception to the 10-year time limitation of K.A.R. 82-3-111 for its SeEVERS #7-1 well, API #15-185-13139 (Subject Well).

2. Upon review of the application, Legal Staff found an issue as Operator had not filed affidavits of publication from the Wichita Eagle or official county newspaper, indicating non-compliance with K.A.R. 82-3-135a(d).

3. On April 29, 2024, Staff sent a letter to Operator requesting that the issues with its application be corrected by May 29, 2024.<sup>1</sup> Staff's letter also states failure to correct the issues by the deadline would result in Staff filing a motion to dismiss the application.<sup>2</sup> To date, Operator has not filed affidavits of publication from the Wichita Eagle and official county newspaper.

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<sup>1</sup> Exhibit A.

<sup>2</sup> *Id.*

WHEREFORE, for the reasons described above, Staff respectfully moves the Commission to issue an Order dismissing the application and closing the docket in this matter.

Respectfully submitted,

/s/ Kelcey Marsh

Kelcey A. Marsh, #28300  
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April 29, 2024

David G. Withrow, Managing Partner  
Edison Operating Company, LLC  
8100 E 22<sup>nd</sup> St. N, Bldg. 1900  
Wichita, KS 67226-2319

**Re: Docket #24-CONS-3263-CEXC**  
**Docket #24-CONS-3267-CEXC**  
**Docket #24-CONS-3268-CEXC**  
**Docket #24-CONS-3269-CEXC**

Operator,

Commission Legal Staff received the applications in the referenced dockets on March 25, 2024. However, it appears that there is an issue that needs to be resolved. Notice of the applications needs to be published as required under K.A.R. 82-3-135a(d). Once notice has been published, the affidavits of publication will need to be filed in the appropriate dockets in order to supplement the applications.

Please file affidavits of publication pursuant to K.A.R. 82-3-135a(d) by May 29, 2024. Failure to do so will result in Staff filing a motion to dismiss any application without the affidavits filed for the reasons noted above. You may contact me at [k.marsh@kcc.ks.gov](mailto:k.marsh@kcc.ks.gov) if you have any questions.

Sincerely,

/s/ Kelcey Marsh  
Kelcey Marsh, #28300  
Litigation Counsel  
Kansas Corporation Commission

cc: Kenny Sullivan, Eric MacLaren, District #1

## **CERTIFICATE OF SERVICE**

24-CONS-3268-CEXC

I, the undersigned, certify that a true and correct copy of the attached Motion to Dismiss Application and Close Docket has been served to the following by means of first class mail and electronic service on June 7, 2024.

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/s/ Paula J. Murray  
Paula J. Murray

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