

**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 failure of Schulein)	Docket No.: 15-CONS-929-CPEN
Company LLC ("Operator") to report activity)	
that occurred during the 2014 calendar year in)	CONSERVATION DIVISION
compliance with K.A.R. 82-3-409.)	
<hr/>		License No.: 6785

ORDER RESCINDING PENALTY

Upon its own motion, the Commission finds and concludes as follows:

I. FINDINGS OF FACT

1. On June 2, 2015, the Commission issued a Penalty Order in this docket, requiring Operator to pay \$100 for one violation of K.A.R. 82-3-409, and requiring Operator to submit a U3C Form for the Herrmann #9-9 well.

2. Staff reports that Operator did not submit the U3C Form by March 1, 2015, as called for by K.A.R. 82-3-409, and that Staff did not receive the U3C Form by April 30, 2015, as called for in Staff's Notice of Violation letter. However, Operator has provided Staff with internal email correspondence between Operator's agents, very strongly suggesting that the U3C Form was mailed to the KCC on April 21, 2015. Operator promptly contacted Staff upon receipt of the Penalty Order, and has provided Staff an electronic version of the U3C Form, which appears not to have altered since April 21, 2015.

3. Given Operator's record of compliance and the facts described above, Staff recommends rescission of the penalty order.

II. CONCLUSIONS OF LAW

4. Based upon the above, the Commission concludes that the June 2, 2015, Penalty Order in this docket should be rescinded.

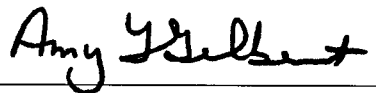
THEREFORE, THE COMMISSION ORDERS:

A. The Penalty Order issued in this docket is rescinded.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: JUN 23 2015



Amy L. Gilbert
Secretary

Mailed Date: June 23, 2015

JRM

CERTIFICATE OF SERVICE

I certify that on June 23, 2015, 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:

Schulein Company LLC
1775 Sherman, Suite 2950
Denver, CO 80203

/s/ Jonathan R. Myers
Jonathan R. Myers
Litigation Counsel
Kansas Corporation Commission