

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

Before Commissioners: Susan K. Duffy, Chair
Shari Feist Albrecht
Dwight D. Keen

In the matter of the application of Atlas) Docket No: 20-CONS-3284-CUIC
Operating, LLC, for a permit to authorize the)
disposal of saltwater into the Lloyd M. Wells) CONSERVATION DIVISION
#5-17 well in Section 17, Township 30 South,)
Range 8 West, Kingman County, Kansas.) License No: 34357

PREHEARING OFFICER ORDER SETTING PREHEARING CONFERENCE

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having reviewed the pleadings and record, the Prehearing Officer makes the following findings:

1. On May 18, 2020, Atlas Operating LLC (Operator) filed an Application for injection authority at its Lloyd M. Wells #5-17 well.¹ The same day, Operator also filed an Affidavit of Publication, evidencing an April 23, 2020, publication of notice in the *Kingman Leader-Courier*.²
2. On May 15, 2020, attorney Steve Gough of Withers, Gough, et al. filed a protest on behalf of Messenger Petroleum, Inc., JoHo LLC, Jon F. Messenger, Lyndon M. Messenger, Brian Baird, and Quentin Don Clark.³
3. On June 2, 2020, the Commission issued an *Order Designating Prehearing Officer and Setting Prehearing Conference*, setting a June 18, 2020, prehearing conference.⁴
4. On June 18, 2020, Commission Staff and Mr. Gough attended the prehearing conference, but Operator did not.⁵ Upon review, the Prehearing Officer found Operator was not

¹ See Application, p. 1 (May 18, 2020).

² See Affidavit of Publication – Kingman Leader-Courier (May 18, 2020).

³ See Protest (May 15, 2020).

⁴ See Order Designating Prehearing Officer and Setting Prehearing Conference, Ordering Clause B (Jun. 2, 2020).

⁵ See Motion for Default Order, ¶ 4 (Feb. 18, 2020).

served the June 2, 2020, order. In light of this, the Prehearing Officer found it appropriate to reschedule the prehearing conference.

THEREFORE, THE PREHEARING OFFICER ORDERS:

A. A copy of the Commission's June 2, 2020, order shall be mailed to Operator along with this Order. The Commission employee who serves this Order shall complete a certificate of service for this Order that certifies both this Order and the June 2, 2020, order were served.

B. The prehearing conference in this matter is rescheduled for **Thursday, July 9, 2020, at 1:30 p.m.** by telephone. The conference call information remains: telephone number: (866) 620-7326, Conference Code PIN: 3902542751.

BY THE PREHEARING OFFICER IT IS SO ORDERED.

Dated: June 18, 2020

/s/ Jonathan R. Myers
Jonathan R. Myers
Prehearing Officer

JRM

CERTIFICATE OF SERVICE

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"I, the undersigned, certify that a true copy of the attached Order with a copy of the Commission's Order Designating Prehearing Officer and Setting Prehearing Conference dated June 2, 2020, have been served to the following by means of first class mail and electronic service on 06/18/2020 :

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