

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

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

In the Matter of the Application of Wayne ) Docket No: 18-CONS-3059-CMSC  
E. Bright for an Operator's License )  
Renewal. ) CONSERVATION DIVISION  
)  
) License No. 6329  
)

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**ORDER DENYING APPLICATION FOR LICENSE**

The above captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

**I. JURISDICTION**

1. Pursuant to K.S.A. 55-155, the Commission is authorized to license operators and contractors as defined by K.S.A. 55-150.
2. K.S.A. 55-155 and K.A.R. 82-3-120 outline requirements of the applicant seeking a license or renewed license.

**II. STAFF'S STATEMENT OF FACTS**

3. On June 29, 2017, Wayne E. Bright ("Operator") submitted an application for license renewal.
4. Upon review of the application, Staff determined the application does not meet the requirements of K.S.A. 55-155 and K.A.R. 82-3-120. Specifically, the application does not satisfy K.S.A. 55-155(c)(4) as available records demonstrate Operator is associated with John M. Denman Oil Co., License No. 5723 ("Associated Entity") which is an operator out of compliance

with K.S.A. Chapter 55. Specifically, Conservation Division records identify Wayne E. Bright as a partner of Operator and as an authorized signatory of Associated Entity. Associated Entity is not in compliance with all requirements of K.S.A. Chapter 55 as Associated Entity is suspended per the Commission's Order in 16-CONS-4111-CSHO. Under K.S.A. 55-155(c)(4), no application or renewal shall be approved until the applicant has demonstrated to the Commission's satisfaction that the applicant complies with all requirements of K.S.A. Chapter 55.

### **III. STAFF'S RECOMMENDATION**

5. Staff recommends the subject application be denied.

### **IV. CONCLUSIONS OF LAW**

6. Based on the available facts, the Commission finds Operator's application does not meet the requirements of K.S.A. 55-155 and K.A.R. 82-3-120, and Staff's recommendation to deny the application of Operator is reasonable.

7. Pursuant to K.A.R. 82-3-120(i), denial of Operator's application for license constitutes a summary proceeding under K.S.A. 77-537.

### **THEREFORE, THE COMMISSION ORDERS THAT:**

- (A) The Operator's license application is hereby denied.
- (B) Pursuant to K.S.A. 77-537 and 77-542, any party may request a hearing on the above issues by submitting a written request, setting forth the specific grounds upon which relief is sought, to the Commission's Secretary, at 266 N. Main, Suite 220, Wichita, Kansas 67202 within fifteen (15) days from the date of service of this Order. If service is by certified mail, service is complete upon the date delivered shown on the Domestic Return Receipt. If no

hearing is requested, this summary order shall become final effective upon the expiration of the time for requesting a hearing.

(C) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it may deem necessary.

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

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner.

Dated: AUG 01 2017

  
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Lynn M. Retz  
Secretary to the Commission

JDW

**CERTIFICATE OF SERVICE**

I certify that on 8/1/17, 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:

Wayne E. Bright  
3166 CR 4000  
Independence, KS 67301

and via e-mail to:

Cyndee Maine  
KCC Central Office

/s/ Paula J. Murray  
Paula J. Murray  
Legal Assistant  
Kansas Corporation Commission