

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

In the Matter of the failure of Benjamin M. Giles)	Docket No: 20-CONS-3082-CPEN
("Operator") to comply with K.A.R. 82-3-120.)	
)	CONSERVATION DIVISION
)	
)	License No: 5446

JOINT MOTION
REQUESTING WITHDRAWAL OF REQUESTS FOR HEARING

MWM Oil Co., Inc., RAG Oil Co., LLC, Community National Bank & Trust, the Unsecured Creditors' Committee, and Charlene A. Giles, as Executor of the Estate of Benjamin M. Giles, deceased (collectively, "Movants"), respectfully move the Commission for an order allowing the Movants to withdraw their requests for hearing in this docket. In support of their Joint Motion, Movants state and allege as follows:

1. On October 17, 2019, the Commission issued a Penalty Order against the captioned operator for an alleged violation of K.A.R. 82-3-120, which Penalty Order required that all wells on operator's license be shut-in.
2. On November 21, 2019, the Commission entered an order granting Movants' respective petitions to intervene and requests for hearing in this docket. The procedural history from the time of the Penalty Order to the Commission's order granting intervention is set out in sufficient detail in said Commission's order, and incorporated into this Joint Motion by this reference.
3. On December 5, 2019, nearly all of the oil and gas leases that are the subject of this docket were sold at auction to various third parties.

4. The transactions to close the sales of the oil and gas leases sold at auction have occurred, and operations of the wells upon said leases have been transferred to various third-party operators.

5. Upon request, Movants can provide the Commission with a schedule of the leases sold at auction, the identity of the transferee operator of the wells on said leases, and a schedule of the leases and wells that did not sell at the auction.

6. Movants sought a hearing in this docket to preserve and protect the assets of the bankruptcy estate of MWM Oil Co. Inc., and RAG Oil Co., LLC. Now that nearly all of the assets of the bankruptcy estate have been liquidated, the Movants no longer wish to incur the time and expense associated with conducting an evidentiary hearing on the issues raised in this docket.

7. Moreover, many, if not all, of the matters in controversy in this docket have been mooted by the sale and transfer of nearly all of the oil and gas leases and wells to various third-parties.

8. Granting this Joint Motion will prevent waste, because the time and resources that would ordinarily be incurred in preparing for and participating in the requested evidentiary hearing will be preserved. Further, no party will be prejudiced by the granting of this Joint Motion.

WHEREFORE, for the reasons set forth above, Movants respectfully request that the Commission grant this Joint Motion and allow Movants to withdraw their requests for hearing in this docket, and to provide for such further and other relief as it deems just and proper.

Respectfully submitted by,

MORRIS, LAING, EVANS, BROCK
& KENNEDY, CHARTERED

By: 

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VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

Jonathan A. Schlatter, being of lawful age and being first duly sworn upon his oath, deposes and says:

That he is the attorney for MWM Oil Co., Inc. and RAG Oil Co., LLC; he has read the above and foregoing Reply and is familiar with its contents, and that the statements made therein are true and correct to the best of his knowledge and belief.


Jonathan A. Schlatter

SIGNED AND SWORN to before me this 3rd day of January, 2020.


Notary Public

My Appointment expires: 11/05/2020



CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 3rd day of January, 2020, I caused the original of this **Joint Motion Requesting Withdrawal of Requests for Hearing** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and caused a true and correct copy of the same be electronically served to the following parties:

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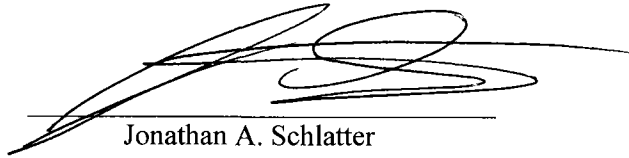
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