

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

In the matter of the Application of Richlan)	Docket No.: 19-CONS-3066-CEXC
Drilling for an exception to the 10-year time)	
limitation of K.A.R. 82-3-111 for its)	CONSERVATION DIVISION
Schneweis 9 well located in the NW/4 of)	
Section 05, Township 17 South, Range 11)	License No.: 31086
West, Barton County, Kansas.)	

**MOTION FOR THE DESIGNATION OF A PREHEARING OFFICER AND THE
SCHEDULING OF A PREHEARING CONFERENCE**

The Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission,” respectively) files this Motion seeking the designation of a prehearing officer and the scheduling of a prehearing conference in this matter. In support of its motion, Staff states as follows:

I. Background

1. On August 13, 2018, Richlan Drilling (“Operator”) filed an application seeking an exception to the 10-year time limitation of K.A.R. 82-3-111 for the Schneweis #9 well (subject well).
2. On August 21, 2018, Operator filed affidavits of publication from The Wichita Eagle and The Great Bend Tribune.

II. Argument

3. Upon review of the application, Staff noted the following:
 - a. The Operator does not appear to have mailed or delivered notice of its application as required under K.A.R. 82-3-135a(b).
 - b. The Operator has not conducted a successful, Staff-witnessed mechanical integrity test (MIT).

4. On August 31, 2018, Staff sent a letter to the Operator requiring the Operator submit a supplemental certificate of service and conduct a successful, Staff-witnessed MIT by September 30, 2018.¹ The Operator failed to comply with the deadline provided in the letter.


5. In addition, Staff may have additional concerns regarding the application, which may be fleshed out as this matter develops.

III. Conclusion

6. Based upon the above, Staff does not recommend approval of Operator's application at this time, and believes it would be appropriate for this matter to be set for an evidentiary hearing.

WHEREFORE, for the reasons described above, Staff respectfully requests an Order designating a prehearing officer and scheduling a prehearing conference, in anticipation of an evidentiary hearing where Staff may recommend denial of the application.

Respectfully submitted,



Lauren N. Wright #27616
Litigation Counsel
Kansas Corporation Commission
266 N. Main, Suite 220
Wichita, Kansas 67202
Phone: 316-337-6200; Fax: 316-337-6211

¹ Exhibit A.

STATE OF KANSAS



CORPORATION COMMISSION
CONSERVATION DIVISION
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WICHITA, KS 67202-1513

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GOVERNOR JEFF COLYER, M.D.

SHARI FEIST ALBRECHT, CHAIR | JAY SCOTT EMLER, COMMISSIONER | DWIGHT D. KEEN, COMMISSIONER

August 31, 2018

Richard L. Schreiber
Richlan Drilling
598 2nd Ave.
Beaver, Kansas 67525

Re: Docket #19-CONS-3066-CEXC

Mr. Schreiber,

Commission Staff received the application in the referenced docket on August 13, 2018; however, after reviewing the referenced application, Staff sees two issues that need to be resolved.

First, Operator needs to conduct successful mechanical integrity tests on the well. Staff will not recommend approval of the application without such a test.

Second, the application does not address whether the individuals listed in exhibit A were notified of the applications pursuant to K.A.R. 82-3-135a(b). I believe the appropriate remedy would be to file a supplemental certificate of service noting when and how they were served.

If the above issues are remedied, I believe Staff would likely be in favor of granting the application, and they could probably be granted relatively quickly.

Please conduct a successful, Staff-witnessed mechanical integrity test and submit a supplemental certificate of service by September 30, 2018. Failure to do so will result in Staff requesting that this matter be assigned a prehearing officer and set for a prehearing conference, in anticipation of an evidentiary hearing where Staff would recommend denial of the application for the reasons noted above.

You may contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Lauren Wright", with a stylized flourish at the end.

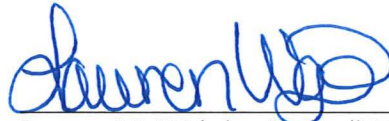
Lauren N. Wright
Litigation Counsel
Kansas Corporation Commission

Cc: Rich Williams, District #4

VERIFICATION

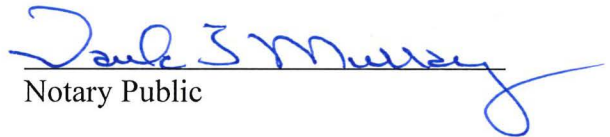
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

Lauren N. Wright, of lawful age, being duly sworn upon her oath deposes and states that she is Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of her knowledge, information and belief.

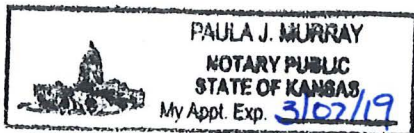


Lauren N. Wright, S. Ct. #27616
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 2nd day of Oct, 2018.


Notary Public

My Appointment Expires: 3/02/19



CERTIFICATE OF SERVICE

19-CONS-3066-CEXC

I, the undersigned, certify that the true copy of the attached Motion has been served to the following parties by means of first class mail and electronic service on October 2, 2018.

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/S/ Paula J. Murray

Paula J. Murray