

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

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

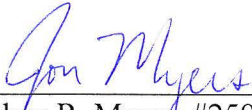
In the matter of an Order to Show Cause ) Docket No.: 17-CONS-3153-CSHO  
issued to Fred L. Bellmyer ("Operator") )  
regarding responsibility under K.S.A. 55-179 ) CONSERVATION DIVISION  
for unplugged wells on an expired license. )  
\_\_\_\_\_ ) License No.: 30744

**MOTION TO CANCEL PREHEARING CONFERENCE AND CLOSE DOCKET**

On October 17, 2016, Staff filed a motion requesting that an order to show cause be issued against Operator, based upon Commission records indicating that unplugged wells remained on Operator's expired license. On January 19, 2017, the Commission issued an Order to Show Cause, setting a February 9, 2017, prehearing conference. Operator's attendance at the February 9, 2017, prehearing conference was Staff's first interaction with Operator regarding this matter. The prehearing conference was subsequently continued to April 6, 2017.

Based upon conversations with Operator and other individuals, and a full review of Commission files, Staff currently believes it is more likely than not that Operator is not responsible for the wells in question. Accordingly, Staff asks that the prehearing conference be cancelled and that this docket be closed. Staff has conversed with Operator, who is not opposed to this motion. Staff intends on further investigating the wells in question and then initiating any legal proceedings that may be necessary. Staff has also relayed to Operator that although it intends on asking that this docket being closed, there is a possibility that Operator may be joined in future proceedings regarding the wells.

Respectfully submitted,



Jonathan R. Myers, #25975  
Litigation Counsel, Kansas Corporation Commission  
266 N. Main, Suite 220, Wichita, Kansas 67202  
Phone: 316-337-6200; Fax: 316-337-6211

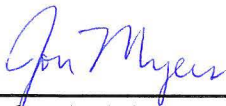
**CERTIFICATE OF SERVICE**

I certify that on 2/23/17, I caused a complete and accurate copy of this Motion to be served via United States mail, with the postage prepaid and properly addressed to the following:

Fred Bellmyer  
108 E. 4th Avenue, Apt. 15  
Caney, Kansas 67333

And delivered by email to:

Michael Duenes  
KCC Prehearing Officer



Jonathan R. Myers  
Litigation Counsel  
Kansas Corporation Commission