

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

IN THE MATTER OF THE APPLICATION)	
OF MERIT ENERGY COMPANY, LLC,)	
FOR AN EXCEPTION TO THE 10-YEAR)	DOCKET NO. 19-CONS-3397-CEXC
TIME LIMITATION OF K.A.R. 82-3-111)	
FOR ITS MILBURN 5-N28-31-39 WELL IN)	
THE CENTER OF THE NORTHWEST)	CONSERVATION DIVISION
QUARTER OF THE NORTHEAST)	
QUARTER OF THE SOUTHEAST)	
QUARTER OF THE SOUTHWEST)	LICENSE NO. 32446
QUARTER OF SECTION 28, TOWNSHIP)	
31 SOUTH, RANGE 39 WEST, MORTON)	
COUNTY, KANSAS.)	

MOTION TO WITHDRAW APPLICATION WITHOUT PREJUDICE

COMES NOW, Merit Energy Company, LLC, and respectfully requests an Order of the Commission allowing withdrawal of this Application without prejudice. In support of this Motion, Applicant would show as follows:

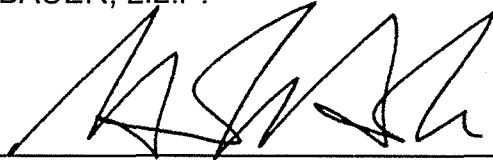
1. The Application in this matter was filed on June 4, 2019. The Application sought an Order for the exception to the 10-year time limitation to K.A.R. 82-3-111.
2. Since the filing of this Application, the Applicant determined it needed to plug this well. The Milburn 5-N23-31-39 well was plugged on July 8, 2019.
3. Since the relief sought therein is no longer necessary, Applicant seeks to dismiss this Application without prejudice.

WHEREFORE, Applicant requests the Commission issue an Order allowing it to withdraw the Application in this matter without prejudice.

Respectfully submitted,

MARTIN, PRINGLE, OLIVER, WALLACE
& BAUER, L.L.P.

By

A handwritten signature in black ink, appearing to read 'Stanford J. Smith, Jr.', written over a horizontal line.

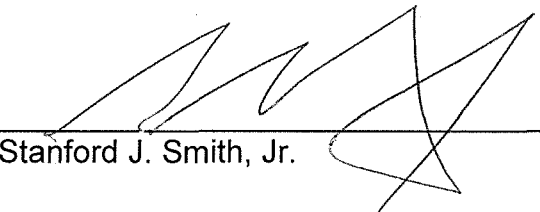
Stanford J. Smith, Jr.
100 North Broadway, Suite 500
Wichita, KS 67202
(316) 265-9311
Attorneys for Merit Energy Company, LLC

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

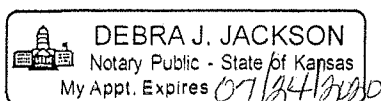
Stanford J. Smith, Jr., of lawful age, being first duly sworn, upon oath states:

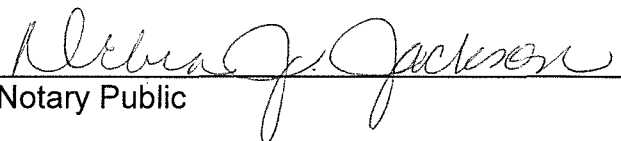
That he is the attorney for Merit Energy Company, LLC, Applicant herein; that he has read the above and foregoing Motion to Withdraw Application Without Prejudice of Merit Energy Company, LLC, and is familiar with the contents thereof; and, that the statements made therein are true and correct to the best of his knowledge and belief.



Stanford J. Smith, Jr.

SUBSCRIBED and sworn to before me this 24th day of July, 2019.





Notary Public

My Appointment Expires:

10/19/2020

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw Application Without Prejudice was e-mailed on this 24th day of July, 2019, to:

Carly Masenthin, Esq.
Litigation Counsel
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604

A handwritten signature in black ink, appearing to read 'Stanford J. Smith, Jr.', written over a horizontal line.

Stanford J. Smith, Jr.