

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

In the matter of the failure of Nacogdoches) Docket No. 24-CONS-3177-CPEN
Oil & Gas, LLC (Operator) to comply with)
K.A.R. 82-3-120.) CONSERVATION DIVISION
)
_____) License No. 32042

**MOTION TO STAY PROCEDURAL SCHEDULE, OR,
IN THE ALTERNATIVE, TO EXTEND THE TIME TO PRE-FILE TESTIMONY**

Nacogdoches Oil & Gas, LLC (“Operator”) respectfully submits this Motion to Stay Procedural Schedule, or, in the alternative, to Extend the Time to Pre-File Testimony. In support of its motion, Operator alleges and states:

1. On December 19, 2023, the Commission entered the Penalty Order in the captioned docket.
2. The Penalty Order ordered Operator to:
“Transfer the Subject Wells to another operator by filing the appropriate forms with the Commission”.¹
3. On January 18, 2024, Operator timely submitted a Request for Hearing, contesting the validity of the Penalty Order.
4. On June 11, 2024, Operator notified Commission staff in writing that it had located another operator willing to take transfer of the Subject Wells (as defined in the Penalty Order). In that notification, Operator sought guidance from Commission staff as to how to accomplish the transfer of the Subject Wells given in the restriction on transfer contained in the Compliance

¹ Penalty Order, Ordering Clause ¶ C(a).

Agreement, which applies to all of the Subject Wells, approved by the Commission in Docket 20-CONS-3288-CMSC.² To date, no such guidance has been provided by Commission staff.

5. The current procedural schedule requires Operator to submit Pre-Filed Direct & Rebuttal Testimony by June 14, 2024, and for Commission staff to submit Pre-Filed Rebuttal Testimony by June 28, 2024.³

6. Upon completion of the transfer of the Subject Wells to another operator, Operator will have complied with the above-described mandate of the Commission contained in the Penalty Order. At that time, Operator would withdraw its Request for Hearing.

7. For the foregoing reasons, continuing with the procedural schedule is not necessary, as this matter will soon be resolved. As such, granting this motion will prevent waste by allowing all parties to avoid incurring the time and expense associated with conducting an evidentiary hearing, which hearing has yet to be scheduled.

WHEREFORE, Operator requests the Commission enter an order staying the procedural schedule to allow time for Operator to transfer the Subject Wells to another operator as ordered by the Commission. In the alternative, Operator requests the Commission enter an order extending the procedural schedule for a period of four weeks for the same reasons.

² Compliance Agreement, ¶ 4, attached as Attachment A to the Order Approving Compliance Agreement, Docket 20-CONS-3288-CMSC (June 11, 2020) (“This Agreement, in its entirety, may be transferable between operators only by an Order of the commission approving the transfer.”)

³ Presiding Officer Order Adjusting Procedural Schedule (May 23, 2024).

Respectfully submitted,

MORRIS LAING LAW FIRM

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CERTIFICATE OF SERVICE

I, Jonathan A. Schlatter, hereby certify that on this 14th day of June, 2024, I caused the original of the foregoing **Motion to Stay Procedural Schedule, or, in the alternative, to Extend the Time to Pre-File Testimony** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and emailed true and correct copies of the same to the following individuals:

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