

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

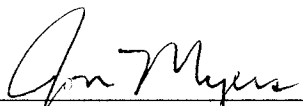
Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

| | | |
|---|---|------------------------------|
| In the matter of the failure of Robert |) | Docket No.: 15-CONS-801-CPEN |
| Brotherton dba P & R Oilfield Services |) | |
| ("Operator") to comply with K.A.R. 82-3-107 |) | CONSERVATION DIVISION |
| and K.A.R. 82-3-130 at the Marple #1 in |) | |
| Wilson County, Kansas. |) | License No.: 31752 |

MOTION FOR THE COMMISSION TO ADOPT
A SETTLEMENT AGREEMENT

Commission Staff moves for the Commission to adopt and approve the attached Settlement Agreement, which has been signed by both parties. Staff believes that the Settlement Agreement represents a fair and efficient manner of resolving the issues described therein.

Respectfully submitted,



Jonathan R. Myers, #25975
Litigation Counsel
Kansas Corporation Commission
266 N. Main, Suite 220
Wichita, Kansas 67202
Phone: 316-337-6200
Fax: 316-337-6106

SETTLEMENT AGREEMENT

This Settlement Agreement is between Robert Brotherton dba P & R Oilfield Services (“Operator”) and the Staff of the Corporation Commission of the State of Kansas (“Staff”). The effective date of this Settlement Agreement shall be the date it is approved by an Order of the Commission. If the Commission does not approve this Settlement Agreement by a signed Order, this Settlement Agreement shall not be binding on either party. This Settlement Agreement shall settle the proceedings instituted in Commission Docket Number 15-CONS-801-CPEN.

A. Background

1. The April 14, 2015, Penalty Order in this docket required Operator to pay \$500 for one violation of K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Marple #1 well, and also required Operator to submit a Well Completion (“ACO-1”) Report for the well. Operator filed a timely appeal, and has submitted the ACO-1 Report. The parties wish to settle this matter, rather than engage in litigation.

B. Terms of Settlement

2. Instead of paying \$500, Operator shall pay \$250 in this docket, which shall be due within 30 days from the date this Settlement Agreement is approved by an Order of the Commission. If Operator fails to comply with the payment deadline, then Staff shall suspend Operator’s license until compliance is obtained.

3. Operator agrees to waive its right to appeal any future orders of the Commission regarding this matter, or any suspension of Operator’s license implemented by Commission Staff due to Operator’s failure to comply with this Settlement Agreement.

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C. Conclusion

Both parties believe that this Settlement Agreement represents a fair and appropriate resolution to the matters in this docket, and that the Settlement Agreement accomplishes the Commission's duty to enforce Kansas laws pertaining to the protection of usable waters and the prevention of pollution caused by oil and gas activities.

This Settlement Agreement has been agreed to by the undersigned:

Commission Staff

Robert Brotherton dba P&R Oilfield Services

By: Jon Myers

By: Robert Brotherton

Printed Name: JON MYERS

Printed Name: Robert Brotherton

Title: LITIGATION COUNSEL

Title: Managing Member

Date: 5/20/15

Date: 5-14-15

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CERTIFICATE OF SERVICE

I certify that on 5/26/15, 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:

Robert Brotherton
P & R Oilfield Services
12755 Elm Street
Chanute, Kansas 66720

And delivered by hand to:

Lane Palmateer
Conservation Division Central Office


Paula Murray
Legal Assistant
Kansas Corporation Commission