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Kansas Corporation Commission

/s/ Lynn M. Retz

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

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

|   |   |                              |
|---|---|------------------------------|
| In the Matter of the Failure of MEM Partnership | ) | Docket No. 17-CONS-3398-CPEN |
| LP, a General Partnership (Operator) to Comply  | ) |                              |
| with K.A.R. 82-3-111 at the Cooley #1 in Graham | ) | CONSERVATION DIVISION        |
| County, Kansas.                                 | ) | License No. 3809             |

**FAILURE TO SUBMIT PRE-FILED TESTIMONY**

1. On March 27, 2017 MEM PARTNERSHIP, LP and owner William Story (known hereinafter as MEM) received a Commissions Order dated March 23, 2017 regarding Prehearing Officer Order Setting Procedural Schedule.”

2. In the above the Order on page one (1) under item number four (4) regarding Pre-filed testimony shall be submitted as follows:

Commission Staff’s Pre-filed Direct Testimony ...Due by May 22, 2017

Operator’s Pre-filed Direct Testimony ...Due by May 30, 2017

Commission Staff’s Rebuttal Testimony...Due by June 5, 2017

The Commission Order dated May 11, 2017 indicated on page four (4) item number sixteen (16) last sentence “All other deadlines remain unchanged,” and active as shown above.

3. On May 23, 2017 MEM Operator has not received Commission Staff’s Pre-filed Direct Testimony. This could be a common error on the part of Commission Staff’s since that party assumed that the formal Commissioners hearing would be changed from June 15, 2017 to July 20, 2017.

4. The original date was changed from June 15, 2017 to July 20, 2017 without consulting MEM and without MEM’s knowledge or approval to a new hearing date of July 20, 2017.

5. As stated in the previous MEM’s reply to the Commissioner’s Order dated May 17, 2017, again please be advised respectfully that the new date of July 20, 2017 without MEM’s

prior approval is unacceptable. MEM does hereby retract, cancel and rescind the request to change the Commission's hearing date, and in this rescission the Commission's hearing date shall remain on June 15, 2017.

6. On May 16, 2017 at 10:42am, MEM received an email from the KCC staff indicating that MEM operator's license will not be renewed on 06/30/2017 if unplugged wells remain on operators' license in violation of K.A.R. 82-3-120. In reviewing K.A.R. 82-3-120 it does not appear to define or address the above issue. In any regard MEM does not operator any unplugged wells in the State of Kansas.

7. MEM's Kansas operators license must be renewed by June 30, 2017 and to renew this license there can not be any wells in the KCC staff archives that are unplugged on this license even through this subject well is incorrectly documented in the KCC staff files and erroneously declared that MEM is the operator.

8. MEM is a twenty-eight (28) year Kansas operator and this license renewal is critical for the survival of the company. It respectfully does assume that any shutdown of wells without cause is liable for future loss of revenue.

9. MEM is greatly affected and significantly harmed by this aforementioned Order and MEM does hereby again respectfully file with the Commission this petition for reconsideration of the above Order dated May 11, 2017 pursuant to K.S.A. 77-529(a), and ask that the Commission change the above hearing date Order back to the original date of June 15, 2017.

10. MEM does not own or operate any wells in Graham County, Kansas and this entire hearing on case 17-CONS-3398-CPEN is based on KCC staff incorrect contention that MEM is the operator of a well in Graham County, Kansas.

11. Therefore it is in MEM's humble opinion respectfully that the Commissioners will Order a resolution on this grievous error prior to expiration of MEM's Kansas operators license on June 30, 2017.

12. MEM will be willing to have the Commissioners hearing, if the Commission so desires, on July 20, 2017, if in fact the KCC staff will change the date of MEM operator's license renewal unto after the resolution of this controversy regarding this case 17-CONS-3398-CPEN, or renew the license for another year before June 30, 2017 to expire on June 30, 2018.

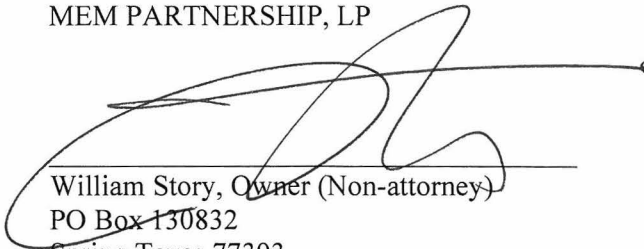
13. It appears that this KCC staff policy for not allowing a license renewal for MEM is unreasonable and not fair that MEM cannot renew their operators license because KCC staff has wrongly accused MEM of being the operator of a well that MEM has not set foot on the lease for almost twenty (20) years. The question is why was this festering error not corrected in a resolution years ago? This subject well is on a continuing oil producing active lease since about the year 2000.

14. MEM does hereby pray that the Commission will allow MEM to be able to renew their long-standing operators' license subject to the resolution of 17-CONS-3398-CPEN or grant a one-year renewal to June 30, 2018 and eliminate any liability from MEM as the Operator on the subject Cooley #1 lease in Graham County, Kansas.

**Dated:** June 23, 2017

**RESPECTFULLY SUBMITTED:**

MEM PARTNERSHIP, LP



William Story, Owner (Non-attorney)  
PO Box 130832  
Spring Texas 77393

**Certified mailing date:** May 23, 2017 to the Commission at 266 N. Main, Suite 220, Wichita, Kansas 67202. Mailed original and 7 copies.