

SEP 08 2016

CONSERVATION DIVISION
WICHITA, KS

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

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

In the matter of the application of PetroSantander)	Docket No.: 16-CONS-679-CUIC
(USA) Inc. for an amendment to the existing)	
permit to authorize the injection of saltwater into)	CONSERVATION DIVISION
the Morrow formation at the Scott 4-13 well,)	
located in Section 13, Township 21 South, Range)	License No.: 32198
<u>35 West, Kearny County, Kansas.</u>)	

MOTION TO WITHDRAW PROTEST

COMES NOW, protestant Lebsack Oil Production, Inc. ("LOP") and requests an Order from the State Corporation Commission of the State of Kansas ("Commission") allowing LOP to withdraw its Protest filed in the above-captioned matter. In support of its Motion, LOP states as follows:

1. PetroSantander (USA) Inc. ("PSI") filed an application to amend its injection permit number E-30,071 to add the Scott 4-13 well located in the NW/4 SW/4 NW/4 of Section 13-21S-35W, Kearny County, Kansas, as a well injecting water into the Morrow formation.
2. LOP filed its protest to the application on January 14, 2016.
3. LOP and PSI have entered into an agreement settling the matters in dispute. As a result, LOP no longer protests the application, and desires to withdraw its protest of the same.
4. Neither counsel for PSI or counsel for the Commission oppose this motion.

WHEREFORE, LOP respectfully requests that the Commission issue an Order allowing it to withdraw its protest in this matter, and to provide such other relief as it deems just and proper.

Respectfully submitted,

MORRIS, LAING, EVANS, BROCK &
KENNEDY, CHARTERED

By: 
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Attorneys for Lebsack Oil Production, Inc.

VERIFICATION

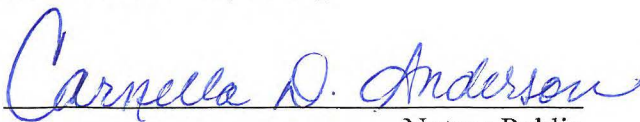
STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

Jonathan A. Schlatter, being of lawful age and being first duly sworn upon his oath, deposes and says:

That he is the attorney for Lebsack Oil Production, Inc.; he has read the above and forgoing Application and is familiar with the contents and that the statements made therein are true and correct to the best of his knowledge and belief.

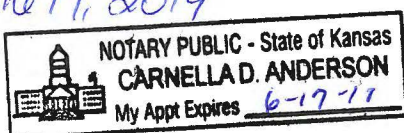

Jonathan A. Schlatter

SUBSCRIBED AND SWORN to before me this 8th day of September, 2016.


Notary Public

My Appointment expires:

June 17, 2019



CERTIFICATE OF SERVICE


I, Jonathan A. Schlatter, hereby certify that on this 8th day of September, 2016, I caused the original of the foregoing **Motion** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and caused true and correct copies of the same to be deposited in the United States Mail, first class, postage prepaid, and properly addressed to the following:

Jeff Kennedy & Stanford J. Smith, Jr.
Martin, Pringle, Oliver, Wallace & Bauer, LLP
100 N Broadway, Suite 500
Wichita, KS 67202
Attorneys for PetroSantander(USA), Inc.

John McCannon, Litigation Counsel
Kansas Corporation Commission
266 N Main Street, Suite 220
Wichita, KS 67202

Courtesy copy to:

Jon Myers, Prehearing Officer
Kansas Corporation Commission
266 N Main Street, Suite 220
Wichita, KS 67202


Jonathan A. Schlatter, #24848