

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

Before Commissioners: Andrew J. French, Chairperson  
Dwight D. Keen  
Annie Kuether

In the matter of the failure of Ace Energy, LLC ) Docket No: **24-CONS-3081-CPEN**  
(Operator) to comply with K.A.R. 82-3-407 at the )  
E Larsen #7 and E Larsen #11 wells in Allen ) CONSERVATION DIVISION  
County, Kansas. )  
\_\_\_\_\_ ) License No: 34998

In the matter of the failure of Ace Energy, LLC ) Docket No: 24-CONS-3189-CPEN  
(Operator) to comply with K.A.R. 82-3-407 at the )  
Thornton # M 9 (C110) well in Neosho County, ) CONSERVATION DIVISION  
Kansas. )  
\_\_\_\_\_ ) License No: 35820

**ORDER CONSOLIDATING DOCKETS,  
DESIGNATING PRESIDING OFFICER,  
AND SETTING PREHEARING CONFERENCE**

The Commission rules as follows:

1. On October 3, 2023, the Commission penalized Operator in Docket 24-3081 for violation of K.A.R. 82-3-407 at two wells. Operator timely requested a hearing. Commission Staff has submitted its pre-filed direct testimony, and Presiding Officer Myers has stayed further proceedings in anticipation of this Order.<sup>1</sup>

2. On January 16, 2024, the Commission penalized Operator in Docket 24-3189 for violation of K.A.R. 82-3-407 at a well. On February 14, 2024, Operator timely requested a hearing.

3. Under K.A.R. 82-1-224, the Commission may consolidate two or more dockets for hearing on a common record if the Commission deems it to be in the public interest. The Commission deems it in the public interest, as a matter of judicial efficiency, to consolidate the captioned dockets.

<sup>1</sup> See Presiding Officer Order Staying Procedural Schedule (Feb. 26, 2024).

**THEREFORE, THE COMMISSION ORDERS:**

A. The captioned dockets are consolidated. Each subsequent filing submitted for either of these consolidated dockets shall carry the caption of both dockets, and shall be filed only in Docket 24-CONS-3081-CPEN, which shall serve as the primary docket. Commission employees shall then populate the filing in Docket 24-CONS-3189-CPEN.

B. The Presiding Officer for prehearing matters in these consolidated proceedings shall be Jonathan R. Myers, Assistant General Counsel, Kansas Corporation Commission, 266 N. Main Street, Suite 220, Wichita, Kansas, 67202-1513, telephone number (316) 337-6245, email address j.myers@kcc.ks.gov. The Commission may designate other Staff members to serve in this capacity.

C. A prehearing conference is scheduled for **Thursday, March 21, 2023, at 2:30 p.m.** by telephone. The conference call information is: telephone number (253) 205-0468, Meeting ID 5248125436.<sup>2</sup> **Operator must appear via a licensed attorney.**

D. At the prehearing conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and any other issues that will promote the orderly and prompt resolution of this proceeding. At the prehearing conference, without further notice, this proceeding may be converted into a conference hearing or a summary proceeding for disposition of this matter as provided by the Kansas Administrative Procedure Act (KAPA). Any party that fails to attend or participate in the prehearing conference, hearing, or other stage of this proceeding may be held in default under the KAPA.<sup>3</sup>

E. Although a Presiding Officer is designated, parties are still required to file pleadings with the Commission, and filings shall be made with the Commission's Docket Room. Any filing

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<sup>2</sup> If prompted, there is no Participant ID; just press pound to continue.

<sup>3</sup> K.S.A. 77-506; K.S.A. 77-516(c)(7)-(8).

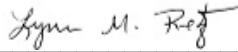
received after 5:00 p.m. shall be considered filed the next business day. In addition, any late filing shall be accompanied by a Motion to File Out-of-Time. **The Commission directs electronic service of all filings in the docket to include service on the Presiding Officer and mailed service of all filings to be directed to the Presiding Officer's attention.**

F. The attorney designated to appear on behalf of the agency in this proceeding is Tristan Kimbrell, Litigation Counsel, telephone number (316) 337-6200, t.kimbrell@kcc.ks.gov.

**BY THE COMMISSION IT IS SO ORDERED.**

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 02/29/2024

  
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Lynn M. Retz  
Executive Director

Mailed Date: 02/29/2024

JRM

**CERTIFICATE OF SERVICE**

24-CONS-3081-CPEN; 24-CONS-3189-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

first class mail and electronic service on 02/29/2024.

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/S/ KCC Docket Room  
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