

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

14-09-19 10:34:08  
Kansas Corporation Commission  
/S/ Thomas A. Day

Before Commissioners:                    Shari Feist Albrecht  
   Jay Scott Emler  
   Pat Apple

In the matter of an Order to Show Cause issued	)	Docket No. 14-CONS-921-CSHO
to CherokeeNRG LLC regarding responsibility	)	
under K.S.A. 55-179 for plugging 27 wells in	)	CONSERVATION DIVISION
Allen, Wilson, and Woodson Counties, Kansas.	)	
	)	License No. 34769

---

**ORDER GRANTING MOTION FOR ADMISSION PRO HAC VICE**

The above captioned matter comes before the State Corporation Commission of the State of Kansas for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

1. On June 17, 2014, Staff moved the Commission to set this matter for hearing.
2. On July 10, 2014, the Commission granted the motion and set this matter for a prehearing conference.
3. On August 5, 2014, Thomas McGeady, Logan and Lowry, LLP, entered his appearance on behalf of CherokeeNRG. The entry of appearance indicated Mr. McGeady is licensed to practice law in Oklahoma.
4. Also on August 5, 2014, the prehearing conference was held. Lane Palmateer served as Prehearing Officer. Jon Myers appeared on behalf of Commission Staff, and Mr. McGeady appeared on behalf of CherokeeNRG. The parties discussed the need for Kansas counsel or a motion for admission *pro hac vice*. Mr. McGeady indicated a motion would be filed within the next day or two, and Mr. Myers indicated this was acceptable to Staff.
5. On August 5, 2014, the Prehearing Officer issued a schedule for the pre-filing of testimony and attendance at an evidentiary hearing, which is scheduled for October 16, 2014.

6. On August 6, 2014, Kip C. Sagehorn, Loy & Sagehorn, LLC, moved the Commission to admit Mr. McGeady *pro hac vice* in this proceeding. The motion stated that Mr. Sagehorn agrees to accept service of papers on Mr. McGeady's behalf.

7. The Motion for Admission Pro Hac Vice should be granted pursuant to K.A.R. 82-1-228(d)(1)(C).

**THEREFORE, THE COMMISSION ORDERS:**

A. The Motion for Admission Pro Hac Vice is granted.

B. This Order is a summary proceeding pursuant to K.S.A. 77-537, which provides in paragraph (b)(4) that summary proceedings are not effective until the time for requesting a hearing has expired. K.S.A. 77-542 provides that a request for hearing shall be filed within 15 days of any agency notice resulting in a right to request a hearing. If service of this Order is by mail, three days are added to the deadline. Any party taking an action permitted by this summary proceeding before the deadline for requesting a hearing has expired shall be deemed to have waived their right to a hearing pursuant to K.S.A. 77-504.

C. Any party affected by this Order may file with the Commission a petition for reconsideration pursuant to K.S.A. 77-529(a). The petition shall be filed within 15 days after service of this Order. If service of this Order is by mail, three days are added to the deadline. The petition shall be addressed to the Commission and sent to 266 N. Main Street, Suite 220, Wichita, Kansas 67202-1513. Pursuant to K.S.A. 55-606, K.S.A. 66-118b, and K.S.A. 77-529(a), reconsideration is prerequisite for judicial review of this Order. Any party taking an action permitted by this summary proceeding before the deadline for a petition for reconsideration does so at their own risk of further proceedings.

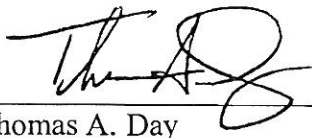
D. The Commission retains jurisdiction of the subject matter and the parties and may enter additional orders as it deems appropriate.

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

Albrecht, Chair; Emler, Com.; Apple, Com.

Date: SEP 16 2014

Date Mailed: 9/18/2014

  
\_\_\_\_\_  
Thomas A. Day  
Acting Executive Director

LRP

**CERTIFICATE OF SERVICE**

I certify that on 9/18/14, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Kip C. Sagehorn  
Loy & Sagehorn, LLC  
112 W. 4<sup>th</sup> St.  
Pittsburg, KS 66762  
Attorney for CherokeeNRG

Thomas J. McGeady  
Logan & Lowry, LLP  
P.O. Box 558  
Vinita, OK 74301  
Attorney for CherokeeNRG

And delivered by hand to:

Jon Myers  
KCC Litigation Counsel

/s/ Lane R. Palmateer  
Lane R. Palmateer  
Litigation Counsel  
Kansas Corporation Commission