

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

In the Matter of the Application of Jim)
Snyder, Inc. to Authorize the Injection of)
Saltwater into the Bartlesville Formation at) Docket No.19-CONS-3393-CUIC
the Drumm #2, Drumm #23, and the Saco)
Drumm #4 Wells Located in Section 20 and) CONSERVATION DIVISION
Section 30, Township 26 South, Range 8)
East, Butler County, Kansas.) Operator # 35164
_____)

-SECOND REFILED--
MOTION FOR 90-DAY CONTINUANCE

COMES NOW, Jim Snyder, Inc., the Applicant in the above-captioned matter, and requests a 90-day stay and continuance of the procedural schedule established by Commission in its Order dated October 9, 2019. In support of its motion, Applicant states the following:

1. This refiled Motion duplicates the original Motion filed November 26, 2019, except as follows:
 - a. Verification. On this counsel's discovery that the verification had been omitted from the original Motion, a duplicate Motion was refiled on December 2, 2019, with verification, and a copy served to the parties of record.
 - b. Commissioners' names. The December 2 refiling was refused by the Commission, for having listed the Commissioners' names on Page 1 (See Exhibit 1 to this Motion). Those names have now been removed.No other changes have been made to Applicant's Motion for 90-day Continuance filed on November 26, 2019, which is hereafter restated.
2. Applicant's original attorney seeks to withdraw from the case, and pending approval of the Commission for the withdrawal, Applicant has now secured the undersigned substitute counsel who requires time to:

- a. Become acquainted with the facts and circumstances in the case;
 - b. Assist the Applicant with identifying appropriate witness(es) and consultant(s) and preparing testimony; and
 - c. Explore any and all available alternatives, including ongoing settlement discussions with the Protestant.
2. If this continuance is not granted, the Applicant's position and ability to present appropriate supporting evidence for its Application will be compromised, thereby frustrating its ability to prudently operate its leases that are subject to this Application, and thereby causing waste and harming the correlative rights of the mineral owners.
3. The undersigned counsel for Applicant has contacted Kelcey Marsh, counsel for the KCC Staff; Jon Schlatter, counsel for the Protestant, and Jeff Kennedy, Applicant's original counsel; and is authorized to state that none of the contacted counsel object to this continuance.

FOR THE FOREGOING REASONS, the Applicant, Jim Snyder, Inc., requests an order imposing a 90-day stay and continuance of the procedural schedule established by Commission in its Order dated October 9, 2019, and for such other relief as the Commission deems necessary and appropriate.

Respectfully submitted,

EDMISTON LAW OFFICE, LLC

By: /s/ Diana Edmiston

Diana Edmiston (S.C. 15160)

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Wichita, Kansas 67202

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diana@edmistonlawoffice.com

Attorney for Jim Snyder, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on this 4th day of **December, 2019**, she caused the above and foregoing ***second refiled Motion*** to be electronically filed with the Kansas Corporation Commission, Conservation Division, and that she caused a true and correct copy of the same to be served via electronic mail, to the following persons at the addresses shown:

Jonathan A. Schlatter, Esq.
jschlatter@morrislaing.com
Attorneys for Protestant Flint Hills Land & Cattle Co.

Kelcey Marsh, Litigation Counsel
KCC Conservation Division
k.marsh@kcc.ks.gov
and
Michael Glamann, Litigation Counsel
KCC Conservation Division
m.glamann@kcc.ks.gov
Attorneys for Commission Staff

Jonathan R. Myers, Prehearing Officer
KCC Conservation Division
j.myers@kcc.ks.gov

Jeff Kennedy, Esq.
Martin, Pringle, Oliver, Wallace & Bauer, L.L.P.
jkennedy@martinpringle.com
Attorneys for Jim Snyder, Inc.

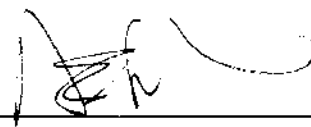
/s/ Diana Edmiston

VERIFICATION

STATE OF KANSAS)
) SS:
COUNTY OF SEDGWICK)

Diana Edmiston, of lawful age, being first duly sworn, upon oath states that she is an attorney for Jim Snyder, Inc., in the above-captioned matter, and that she has read the foregoing, is familiar with the contents thereof, and that the statements contained therein are true and correct according to her knowledge, information and belief.

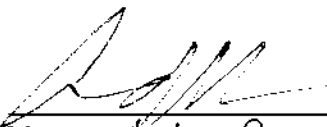
Subscribed and sworn to before me, a notary public.



Diana Edmiston

My appointment expires:

4-2-22



Name Andrew Rowe
Notary Public



EXHIBIT 1
to Applicant's Second Refiled Motion for 90-Day Continuance

Subject: KCC E-Filing System Has Rejected A Filing
From: "do-not-reply@kcc.ks.gov" <do-not-reply@kcc.ks.gov>
Sent: 12/4/2019 8:13:09 AM
To: "Diana Edmiston" <diana@edmistonlawoffice.com>;

The Kansas Corporation Commission has rejected your filing for the reason(s) listed below. Please submit documents in Adobe Acrobat (.pdf) files or Microsoft Excel formats only.

Transaction Id: 20191203_csh7xl

Security: PUBLIC

Industry: Conservation

Filing Type: Pleading/Motion

Docket Number: 19-CONS-3393-CUIC

Caption: Refiled Motion for 90-Day Continuance

Reject Reason: Before the Commissioners and the Commissioners name needs to be deleted. if you need more information please call 785-271-3266

/s/ Kansas Corporation Commission

KCC Help Desk: 785-271-3300