

Stanley R. Ausemus #05967  
STANLEY R. AUSEMUS, CHARTERED  
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**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

In the matter of the failure of R.L Barnard )	Docket No.: 22-CONS- 3465-CMSC
dba Barnard Oil Operations (Operator) )	
request for reconsideration of )	CONSERVATION DIVISION
license renewal fee of \$3,600.00 )	
_____ )	License No.: 5193

**PETITION OF OPERATOR FOR RECONSIDERATION  
OF LICENSE RENEWAL FEE OF \$3,600.00**

COMES NOW, R. L. Barnard dba Barnard Oil Operations and does formally request reconsideration of the renewal fee of \$3,600.00.

IN SUPPORT THEREOF, R.L. Barnard does advise the Commission that he has complied with the payment of the renewal fee of \$3,600.00. That it is his understanding that this fee of \$3,600.00 was charged under the allegation that he had seven (7) assessed in one year period. R. L. Barnard believe that this assessment is excessive for the following reasons:

First: R. L. Barnard has possessed an Operators License without any violations for a period of thirty-seven (37) years. He was first given a license in 1985 and has had it since that date.

Second: The first violation which was assessed in 2021 which was the result of his contractor not repairing the well in a timely manner after he had been instructed by R.L. Barnard to complete in time as set forth by the State. The work was totally in control by the contractor and he had been hired to complete the work in a timely manner. The well was in fact repaired and it passed the MIT

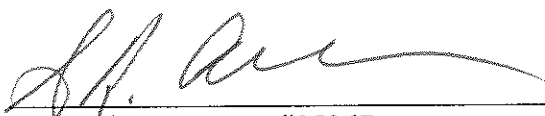
test. The contractor was in fact on the well before the 90 days was up and the State had been to the well site and the well was shutout and not being used.

Third: At the time the last violation was given, R. L. Barnard had meet with the KCC compliance officer and had reach an agreement on March 17, 2022. He was told that he would contact the office in Wichita for final approval of the agreement. Mr. Barnard was led to believe that the agreement would be timely approved. Mr. Barnard called the compliance officer on March 23, 2022 to make sure the agreement had been approved, only to learn on that date that it was finally approved since the dead line was March 22, 2022. Mr. Barnard was told he had to contact Tristan in Wichita. This is the first time Mr. Barnard learned that he had missed the deadline of the 22<sup>nd</sup>.

This matter involved six (6) wells for which he had requested reconsideration in December of 2021. A separate letter was sent for each well. The agreement which was agreed upon and which settled the matter included all six (6) wells. Mr. Barnard believes that this was really only two (2) violations. He has paid a fine of \$600.00 which represented the six (6) wells.

Fourth: During this period of time Mr. Barnard had cancer surgery and was ill and was not able to go into the field.

WHEREFORE, R. L. Barnard does request that the license fee of \$3,600.00 be adjusted to reflect that these event should not reflect badly upon his record and not be a basis for what would appear to be a penalty for the events. Further, R. L. Barnard does request that there be a finding that he has always in the past promptly paid the two violation fee as requested by this body. R. L. Barnard does further request such other and further orders as he is entitled to in both law and equity.



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## CERTIFICATE OF SERVICE

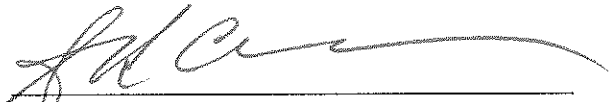
I, the undersigned, certify that a true copy of the foregoing Request for Hearing has been served to the following by means of first class mail and electronic service on this 15 day of June, 2022.

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dba Barnard Oil Operations  
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