

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

In the matter of the failure of Legacy Drilling,) Docket No. 24-CONS-3104-CPEN
LLC (Contractor) to comply with K.A.R. 82-3-)
120 by drilling wells without a current license.) CONSERVATION DIVISION
)
_____) License No. 35640

REQUEST FOR HEARING

Legacy Drilling, LLC (“Contractor”) respectfully requests a hearing in the referenced docket. In support of its request, Contractor alleges and states:

1. On October 12, 2023, the Penalty Order that is the subject of this docket was entered by the Commission. The Penalty Order found that Contractor violated K.A.R. 82-3-120 for drilling two wells on an inactive license, and assessed a \$10,000 penalty.
2. Contractor received service of the Penalty Order by regular U.S. mail on or about October 25, 2023, as such its request for hearing is timely.
3. Contractor desires to renew its license so that it can lawfully perform contract drilling operations in this State. Notwithstanding that Contractor has tendered the required payment to renew its license and has submitted evidence of ownership of the drilling rig at issue, Staff has refused to process the license renewal application on those very grounds. Contractor’s communications with staff concerning its license renewal application predate the entry of the Penalty Order by many months.
4. Contractor submits that it was unaware its license was inactive at the time it drilled the wells at issue, and that the alleged violations of K.A.R. 82-3-120 were inadvertent and not intended to violate any Commission regulation. This fact is evidenced by Contractor’s continued efforts to seek to renew its license. Contractor does not have a prior history of penalty orders, or

otherwise violating Commission regulations. Accordingly, the \$10,000 penalty is excessive and not calculated to deter the violations alleged in the future.

WHEREFORE, for the foregoing reasons Contractor requests a hearing be set in this docket, that Contractor's license renewal application be processed for approval, and for such further relief as the Commission deems necessary and proper.

Respectfully submitted,

MORRIS, LAING, EVANS, BROCK
& KENNEDY, CHARTERED

By: _____


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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 Legacy Drilling, LLC; he has read the above and forgoing Request for Hearing and is familiar with its contents, and that the statements made therein are true and correct to the best of his knowledge and belief.



Jonathan A. Schlatter

SIGNED AND SWORN to before me this 17th day of November, 2023.



Notary Public

My Appointment expires: 11/05/2024



CERTIFICATE OF SERVICE

I, Jonathan A. Schlatter, hereby certify that on this 17th day of November, 2023, I caused the original of the foregoing **Request for Hearing** to be electronically filed with the Conservation Division of the State Corporation Commission of the State of Kansas, and served to the following by means of electronic service:

Kelcey Marsh, Litigation Counsel
Kansas Corporation Commission
Central Office
266 N. Main St., Ste 220
Wichita, KS 67202-1513
k.marsh@kcc.ks.gov



Jonathan A. Schlatter, #24848