

BEFORE THE IDAHO OIL AND GAS CONSERVATION COMMISSION

Randy and Thana Kauffman, *Complainants*,) Docket No. CC-2017-OGR-01-002
)
v.) **PRETRIAL (PREHEARING)**
) **ORDER**
AM Idaho, LLC and Alta Mesa Services, LP,)
Respondents.)
_____)

On September 24, 2018, pursuant to notice, an informal pretrial (prehearing) conference was held in this matter as provided for in IDAPA 04.11.01.510. All individuals who participated in the Conference attended via telephone and hearing officer Jason S. Risch conducted the proceedings as the presiding officer. The following parties participated in the Conference: Randy and Thana Kauffman, *Complainants*, and Michael Christian, attorney for *Respondents*. The following also were present: Deputy Attorney General Kristina Fugate, on behalf of the Administrator; Mick Thomas.

Pursuant to IDAPA 04.11.01.513, the hearing officer enters this Order to create a record of the rulings made, and agreements reached, at the Conference as follows:


1. All parties were advised of the *Complainant's* September, 17 2018 written request to waive the hearing in this matter. Thereafter inquiry was made as to if there were any objections and or requests for the submission of additional materials.
2. *Complainants* again confirmed their request to waive a hearing in this matter.
3. Legal counsel for the *Respondent* lodged no objection but requested an opportunity to submit a proposed order for dismissal, briefs, memoranda, or statements of position pursuant to IDAPA 04.11.01.564.

4. The parties were advised that the hearing officer would not require, nor consider, proposed orders from the parties.
5. Counsel for *Respondent* was advised he was free to submit any desired briefs, memoranda, or statements of position so long as the same were received on or before October 5, 2018.
6. All parties were advised that subsequent to October 3, 2018 the record will be closed and this matter will be submitted for a recommended order.

All parties are advised the documents identified on Exhibit A consist of everything submitted to the State under this docket number. Copies of any documents listed may be requested through the department by contacting Kourtney Romine at (208) 334-0200.

IT IS SO ORDERED.

DATED this 26 day of September, 2018.

By: 

JASON S. RISCH, Hearing Officer

CERTIFICATE OF SERVICE

I hereby certify that on this 26 day of September, 2018, I caused to be served a true and correct copy of the following items in the Docket No: CC-2017-OGR-01-002: *Pretrial (Prehearing) Order* by the method indicated below and addressed to the following:

AM Idaho, LLC
c/o Michael Christian
Marcus, Christian, Hardee & Davies, LLP
737 North 7th Street
Boise ID 83702-5595

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mchristian@mch-lawyer.com

Randy and Thana Kauffman
4040 Little Willow Rd.
Payette ID 83661


- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: [REDACTED]

Mick Thomas
Division Administrator
Idaho Department of Lands
PO Box 83720
Boise ID 83720-0050

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mthomas@idl.idaho.gov

Kristina Fugate
Deputy Attorney General
PO Box 83720
Boise, Idaho 83720-0010

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: kristina.fugate@ag.idaho.gov



Corinne Prindle

In the Matter of Randy and Thana Kauffman, *Complainants*,
v.
AM Idaho, LLC and Alta Mesa Services, LP, *Respondents*.

Docket No. CC-2017-OGR-01-002

Date	Document Name	Doc #
12/07/2017	Complaint by the Kauffman's filed with the Commission.	1
01/05/2018	Email – R. Kauffman to M. Thomas re executive session	2
01/08/2018	Email – R. Kauffman to M. Thomas, K. Dickey & T. Schultz re 10 day notice	3
01/10/2018	Email & Letter – AM Idaho/Alta Mesa Services to M. Thomas re Kauffman's	4
01/10/2018	Email – R. Kauffman to M. Thomas re product pricing	5
01/11/2018	Email – R. Kauffman to M. Thomas re M. Christian comments	6
01/12/2018	Email – R. Kauffman to M. Shigeta re product pricing	7
01/22/2018	Email – M. Thomas to R. Kauffman re transcript	8
03/12/2018	Notice of Appointment of Hearing Officer and Presiding Officer	9
04/13/2018	Notice of Informal Prehearing Conference before Hearing Officer	10
05/16/2018	Prehearing Order	11
05/16/2018	Notice of Second Informal Prehearing Conference Before Hearing Officer	12
05/29/2018	Email correspondence from Michael Christian to Kauffman's	13
05/30/2018	Email correspondence from Kauffman's to Michael Christian	14
06/12/2018	Notice of Third Informal Prehearing Conference Before Hearing Officer	15
06/13/2018	Brief of Respondent AM Idaho, LLC in Support of Request for Protective Order	16
06/21/2018	Prehearing Order Regarding Request for Protective Order	17
06/26/2018	Notice of Fourth Informal Prehearing Conference Before Hearing Officer	18
06/29/2018	Brief of Respondent AM Idaho Re Availability of Discovery and Declaration of Jerry Haney in Support of Request for Protective Order	19
06/29/2018	Kauffman Response regarding Protective Order	20
07/12/2018	Notice of Fifth Informal Prehearing Conference Before Hearing Officer	21
07/23/2018	Order Regarding Discovery	22
07/23/2018	Protective Order	23
07/24/2018	Email Correspondence	24
08/01/2018	Order Denying Request for Relief from Protective Order	25
08/02/2018	Email Correspondence	26
08/13/2018	Email Correspondence from Hearing Officer	27
08/13/2018	Email Correspondence from Kauffman's	28
08/16/2018	Kauffman-Request for Relief from Protective Order	29
09/14/2018	Commissioner Classen-disclosure	30
09/17/2018	Kauffman-Waiver of Hearing and Request for Recommended Order	31
09/18/2018	Notice of Informal Pretrial Prehearing Conference	32
09/18/2018	Notice of Hearing	33
09/21/2018	Hearing Officer Withdrawal of Pretrial Stipulation	34