

**RAILROAD COMMISSION OF TEXAS
HEARINGS DIVISION**

OIL & GAS DOCKET NO. 01-0319558: COMPLAINT BY ALAN MOLNOSKEY AGAINST LONESTAR OPERATING, LLC (OPERATOR NO. 507495) REGARDING THE MOLNOSKEY, JOE (12057) LEASE, PILGRIM (AUSTIN CHALK) FIELD, GONZALES COUNTY, TEXAS

OIL & GAS DOCKET NO. 01-0319559: COMPLAINT BY ALAN MOLNOSKEY AGAINST LONESTAR OPERATING, LLC (OPERATOR NO. 507495) REGARDING THE BOBCAT (18643) LEASE, EAGLEVILLE (EAGLE FORD-1) FIELD, GONZALES COUNTY, TEXAS

FINAL ORDER

The Railroad Commission of Texas (“Commission” or “RRC”) finds that after statutory notice and an opportunity for hearing regarding the captioned proceeding, complainant Alan Molnoskey failed to appear at the hearing such that this docketed case can proceed as a default. This proceeding having duly been submitted to the Commission at a conference held in its offices in Austin, Texas, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. The Commission received a complaint from Alan Molnoskey (“Complainant”) alleging Lonestar Operating, LLC (“Lonestar”), RRC Operator No. 507495, does not have a good faith claim to operate the following leases (“Leases”):
 - The Molnoskey, Joe (12057) Lease and
 - The Bobcat (18643) Lease.
2. Lonestar is the current RRC operator of record for the Leases and became the RRC record operator in June 2017. Production was last reported on the Leases in August 2019, which may be the most current production records on file with the Commission.
3. On October 29, 2019, Complainant set a hearing date of November 19, 2019, for this case.
4. On October 31, 2019, the Hearings Division of the Commission sent a Joint Notice of Hearing (“Notice”) to Complainant and Lonestar, setting a hearing date of November 19, 2019. Consequently, the parties received more than 10 days’ notice. The Notice contains (1) a statement of the time, place, and nature of the hearing; (2) a statement of the legal authority and jurisdiction under which the hearing is to be held; (3) a reference to the particular sections of the statutes and rules involved; and (4) a short and plain statement of the matters asserted. The hearing was held on November 19, 2019, as noticed.

5. At the hearing on November 19, 2019, Lonestar appeared. Complainant did not appear.
6. At least ten days' notice of the hearing was given to Complainant and Lonestar.
7. No evidence was provided at the hearing in support of the subject complaint and request to have the subject wells plugged.
8. At the hearing, Lonestar requested that the Commission deny Complainant's request that the Commission order the subject wells plugged.

CONCLUSIONS OF LAW

1. Proper notice of opportunity for hearing was timely issued to persons entitled to notice. See, e.g., Tex. Gov't Code § 2001.051; 16 Tex. Admin. Code § 1.45(a).
2. Complainant's complaint and request to have the subject wells plugged should be denied.

ORDERING PROVISIONS

IT IS THEREFORE ORDERED that Complainant's request that the Commission order the subject wells plugged is **DENIED**.

It is further **ORDERED** by the Commission that this order shall not be final and effective until 25 days after the Commission's order is signed, unless the time for filing a motion for rehearing has been extended under Tex. Gov't Code § 2001.142, by agreement under Tex. Gov't Code § 2001.147, or by written Commission Order issued pursuant to Tex. Gov't Code § 2001.146(e). If a timely motion for rehearing is filed by any party at interest, this order shall not become final and effective until such motion is overruled, or if such motion is granted, this order shall be subject to further action by the Commission. Pursuant to Tex. Gov't Code § 2001.146(e), the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law is hereby extended until 90 days from the date the parties are notified of this order in accordance with Tex. Gov't Code § 2001.144.

All pending motions and requests for relief not previously granted or granted herein are denied.

Done this 17th day of December, 2019, in Austin, Texas.

RAILROAD COMMISSION OF TEXAS
(Order approved and signatures affixed by HD
Unprotested Master Order dated December 17,
2019)