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Topeka, KS 66612

Phone: 785-296-2433  
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Loren F. Snell, Jr., Acting Director

Laura Kelly, Governor

November 9, 2022

RE: Water Transfer Application, OAH No. 23AG0003 AG

To the parties and intervenors/potential intervenors:

The *Notice of Prehearing Conference* issued on November 8, 2022 contains the information to join the prehearing conference by Zoom video conference. It is anticipated that there may be outside parties or individuals who may wish to observe the prehearing conference. K.S.A. 82a-1503(b) requires that notice of the prehearing conference be published in the Kansas Register as well as newspapers. It is anticipated members of the public may wish to observe the prehearing conference, which will be held by video conference.

To facilitate the scheduled prehearing conference, please follow the instructions contained in this letter.

1. Please update the Zoom software on the device you will be using to participate prior to the prehearing conference. Outdated software can cause connectivity issues with your video or audio connection.
2. At the time of the scheduled prehearing conference, if you have any difficulty joining the proceeding, please contact OAH immediately at 785-296-2433.
3. Since the prehearing conference is not a forum for public comment, all participants will be muted, and video will be disabled when joining Zoom.
4. Those who are identified as attorneys for the respective parties will be unmuted and their video will be turned on to participate in the prehearing conference. Please make sure your name appears on the Zoom platform with your name and the party you represent. Please make sure you have named/re-named yourself appropriately on Zoom. Don't just use a device with your name as "John's I-Pad" or "John's Laptop." Rename yourself on that device so it displays your name in a format such as "John Doe, Attorney for \_\_\_\_\_."

OAH No. 23AG0003 AG  
Letter to the parties and intervenors

5. Please remember that the prehearing conference will proceed on February 15, 2023 regardless of any closure of State of Kansas offices in any part of the state due to inclement weather or any other reason.

Sincerely,



Matthew A. Spurgin  
Administrative Law Judge/Presiding Officer  
Office of Administrative Hearings

**Sent by U.S. Mail to:**

City of Hays, c/o Toby Dougherty, City Manager, PO Box 490, Hays, KS 67601

City of Russell, c/o John Quinday, City Manager, 133 W. 8<sup>th</sup> Street, Russell, KS 67665

Kenneth L. Cole, Woelk & Cole, PO Box 431, Russell, KS 67665

Lynn D. Preheim & Christina J. Hansen, Stinson LLP, 1625 Waterfront Pkwy, Ste. 300,  
Wichita, KS 67206

Mark Frame, Attorney at Law, PO Box 37, Kinsley, KS 67547

Micah Schwalb, Charles D. Lee, & Myndee M. Lee, Lee Schwalb LLC, PO Box 26054,  
Overland Park, KS 66225

**Sent via OAH E-File to:**

David M. Traster, Foulston Siefkin, 1551 N. Waterfront Pkwy, Ste. 100, Wichita, KS 67601

Daniel Buller, Foulston Siefkin LLP, 7500 College Blvd. Ste. 1400, Overland Park, KS 66210

Stephanie Kramer, Staff Attorney & Kenneth B. Titus, Chief Counsel, Kansas Department of  
Agriculture, 1320 Research Park Drive, Manhattan, KS 66502