

**BEFORE THE
OIL & GAS COMMISSION**

BIG SKY ENERGY, INC.,	:	
	:	Appeal No. 870
Appellant,	:	
	:	Review of Chief's Order 2014-132;
-vs-	:	(WM H Lobb #1 Well)
	:	
DIVISION OF OIL & GAS RESOURCES	:	
MANAGEMENT,	:	<u>ORDER OF THE</u>
	:	<u>COMMISSION DISMISSING</u>
Appellee.	:	<u>APPEAL</u>

Appearances: Gino Pulito, Counsel for Appellant Big Sky Energy, Inc.; Gerald Dailey, Jennifer Barrett, Assistant Attorneys General, Counsel for Appellee Division of Oil & Gas Resources Management; C. Keith Plummer, Counsel for Movants for Intervention Susan J. McGill, nka Susan J. Handy and William H. Lobb II.

Upon Joint Motion for Dismissal filed by the Appellant and Appellee,¹ and pursuant to Commission Rule §1509-1-22, the Commission hereby **DISMISSES** appeal no. 870, and this matter is closed.

Date Issued: 2/13/2015


J. BRANDON DAVIS, Chairman


ROBERT S. FROST, Vice Chair


JEFFREY J. DANIELS, Secretary

¹ On November 25, 2014, Susan J. McGill, nka Susan J. Handy ["Ms. Handy"], and William H. Lobb II ["Mr. Lobb"] filed a Motion to Intervene into appeal #870. Ms. Handy and Mr. Lobb asserted that they are the successor lessors and surface owners of the land upon which the WMH Lobb #1 Well is located. Thus, Ms. Handy and Mr. Lobb claimed a pecuniary, and/or a proprietary, interest that is, or may be, directly affected by the outcome of appeal #870. The Joint Motion for Dismissal was filed by Big Sky Energy and the Division before the Commission ruled upon the Handy/Lobb Motion to Intervene. Ms. Handy and Mr. Lobb have specifically indicated that they do not ask that the Commission rule upon their Motion to Intervene. Moreover, Ms. Handy and Mr. Lobb were afforded the opportunity to oppose dismissal of appeal #870, and Ms. Handy and Mr. Lobb did not oppose such dismissal.

Big Sky Energy, Inc.
Appeal #870

DISTRIBUTION:

Gino Pulito, Via E-Mail [ginopulito@hotmail.com] & Regular Mail

Gerald Dailey, Jennifer Barrett, Via E-Mail [gerald.dailey@ohioattorneygeneral.gov & jennifer.barrett@ohioattorneygeneral.gov]
& Inter-Office Mail

C. Keith Plummer, Via E-Mail [plummersoffice@yahoo.com] & Regular Mail

RECEIVED

JAN - 5 2015

OIL & GAS COMMISSION

BEFORE THE OIL AND GAS COMMISSION
STATE OF OHIO


BIG SKY ENERGY, INC.,	:	Appeal No. 870
	:	
Appellant,	:	Review of Chief's Order
v.	:	2014-132 (WM H Lobb #1 Well)
	:	
DIVISION OF OIL AND GAS RESOURCES	:	
MANAGEMENT,	:	
	:	
Appellee.	:	

JOINT MOTION FOR DISMISSAL

Appellee Division of Oil and Gas Resources Management has terminated Chief's Order 2014-132. Accordingly, the parties jointly move for dismissal of this Appeal.

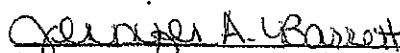
Respectfully submitted,

MICHAEL DEWINE
OHIO ATTORNEY GENERAL



 GINO PULITO (0037912)
 Pulito & Associates, LLC
 230 Third Street
 Elyria, Ohio 44035
 (440) 322-1329
 triplett@theisenbrock.com

*Counsel for Appellant
Big Sky Energy, Inc.*



 GERALD E. DAILEY (0016203)
 JENNIFER A. BARRETT (0087974)
 Assistant Attorneys General
 Environmental Enforcement Section
 2045 Morse Road, Bldg. C-2
 Columbus, Ohio 43229
 (614) 265-6870/(614) 268-8871 (fax)
 gerald.dailey@ohioattorneygeneral.gov
 jennifer.barrett@ohioattorneygeneral.gov

*Counsel for Appellee
Division of Oil & Gas Resources Management*

CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing was served via electronic Mail, this 5th

day of January, 2015, upon:

Gino Pulito
230 Third Street
Elyria, Ohio 44035
ginopulito@hotmail.com
*Counsel for Appellant
Big Sky Energy, Inc.*

C. Keith Plummer
139 West Eighth Street
PO Box 640
Cambridge, Ohio 43725-0640
plummersoffice@yahoo.com
*Counsel for Susan J. McGill, nka Susan J. Handy,
and William H. Lobb, II*

Jennifer A. Barrett
JENNIFER A. BARRETT (0087974)
Assistant Attorney General