

**BEFORE THE  
OIL & GAS COMMISSION**

JEFFREY D. KUSTER,	:	
on behalf of DAVID KUSTER, deceased,	:	Appeal No. 962
	:	
Appellant,	:	
	:	Review of Chief's Order 2018-114
-vs-	:	
	:	
DIVISION OF OIL & GAS RESOURCES	:	
MANAGEMENT,	:	<b><u>ORDER OF THE</u></b>
	:	<b><u>COMMISSION DISMISSING</u></b>
Appellee.	:	<b><u>APPEAL</u></b>

Appearances: James Cooper, Counsel for Appellant Jeffrey D. Kuster, on behalf of David Kuster, deceased; Gene Park, Brian Ball, Assistant Attorneys General, Counsel for Appellee Division of Oil & Gas Resources Management.

Upon Appellant's *Notice of Withdrawal of Appeal*, voluntarily filed, and pursuant to Commission Rule §1509-1-22(E), the Commission hereby **DISMISSES** appeal #962.

Date Issued: June 14, 2019

\_\_\_\_\_  
J. BRANDON DAVIS, *Chairman*

Blake T. Arthur *wj*  
BLAKE T. ARTHUR, *Vice Chairman*

Andrew R. Thomas *wj*  
ANDREW R. THOMAS, *Secretary*

Phillip L. Parker *wj*  
PHILLIP L. PARKER

Jeffrey E. Fort *wj*  
JEFFREY E. FORT

**DISTRIBUTION:**

James Cooper, Via Regular Mail & E-Mail [jcooper@mgbhoiolaw.com]  
Gene Park, Brian Ball, Via Inter-Office Mail & E-Mail [gene.park@ohioattorneygeneral.gov; brian.ball@ohioattorneygeneral.gov]

BEFORE THE OIL AND GAS COMMISSION  
STATE OF OHIO

Jeffrey D. Kuster  
on behalf of David Kuster, Deceased

Appellant,

v.

Division of Oil & Gas Resources Management

Appellee.

Appeal No. 962

RECEIVED

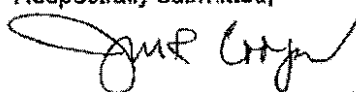
JUN 10 2019

OIL & GAS COMMISSION

NOTICE OF WITHDRAWAL OF APPEAL

Jeffrey D. Kuster, on behalf of David Kuster, Deceased, by counsel, hereby withdraws the appeal in this matter and gives notice thereof.

Respectfully submitted,

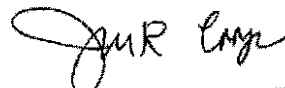


James R. Cooper (0023161)  
**MORROW, GORDON & BYRD, LTD.**  
33 West Main Street  
P.O. Box 4190  
Newark, Ohio 43058-4190  
Telephone (740) 345-9611  
Facsimile (740) 349-9816  
Attorney for Appellant

PROOF OF SERVICE

A copy of the foregoing notice of appearance was served upon Gene D. Park and Brian Ball, Assistant Attorneys General Environmental Enforcement Section, 2045 Morse Road, Bldg. A-3, Columbus, Ohio 43229, Attorneys for Appellee, by Ordinary U.S. Mail, postage prepaid, and by electronic mail this 10<sup>th</sup> day of ~~April~~ 2019.

*James R. Cooper* *JK*



James R. Cooper (0023161)  
**MORROW, GORDON & BYRD, Ltd.**  
33 West Main Street  
P.O. Box 4190  
Newark, Ohio 43058-4190  
Telephone (740) 345-9611  
Attorney for Appellant