

BEFORE THE CORPORATION COMMISSION
OF THE STATE OF OKLAHOMA

COMPLAINANTS: STEPHEN P. WALLACE
AND MARY ROMA JAGE, HEIRS AND/OR
DEWISEES OF LORICE T. WALLACE,
DECEASED

CAUSE EN NO. 200900017

RESPONDENT: STEVE MURPHY, A/K/A
YORKTOWN HOLDING, LLC

ORDER NO.

567243

RELIEF REQUESTED: CONTEMPT

LEGAL DESCRIPTION: TRACT 10 OF THE
HILLTOP RED FORK SAND UNIT NO. 2 AS
ESTABLISHED BY OKLAHOMA
CORPORATION COMMISSION ORDER NO.
51310 CONTAINING THE NW/4 SW/4; THE
SOUTH 165 FEET OF THE SW/4 NW/4; THE
N/2 SW/4; THE SOUTH 165 FEET OF THE
SE/4 NW/4; AND TRACT 12 OF THE
HILLTOP RED FORK SAND UNIT NO. 2 AS
ESTABLISHED BY OKLAHOMA
CORPORATION COMMISSION ORDER
NO. 51310 CONTAINING THE S/2 SW/4;
AND THE W/2 SE/4, EXCEPT THE EAST
570 FEET OF THE NORTH 764 FEET OF
THE NW/4 SE/4; ALL IN SECTION 6,
TOWNSHIP 17 NORTH, RANGE 13 EAST,
TULSA COUNTY, OKLAHOMA

**ORDER GRANTING MOTION TO QUASH
AND DISMISSAL WITH PREJUDICE AS TO ALL CLAIMS**

This cause was set for hearing before an Administrative Law Judge for the Oklahoma Corporation Commission at Western Regional Office, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma, 73105, on the 7th day of April, 2009.

Ron M. Barnes, Attorney, appeared for Movant/Respondent.

Complainants' Citation for Contempt should be quashed and the contempt cause dismissed with prejudice pursuant to OCCRP 165:5-9-2(e).

Notice of this Motion was given as required by the law and the rules of the Oklahoma Corporation Commission. No one appeared on behalf of the Complainants.

The filings presented confirmed that the Complainants own no interest, mineral or leasehold, in the lands covered by the Complaint. That the Oklahoma Supreme Court Opinion *In Re: Wallace Revocable Trust*, 2009 OK 16, dated March 3, 2009 upheld the contempt conviction filed against Stephen Paul Wallace in the District Court of Tulsa County, which court had enjoined Mr. Wallace from asserting in any other court any claim in any manner relating to or concerning The Lorice T. Wallace Revocable Trust dated December 26, 1974, as Restated Effective October 5, 1993 and as Amended on February 12, 1998, The Lorice T. Wallace Irrevocable Trust Dated February 8, 1996 and The Lorice T. Wallace Irrevocable Trust Dated September 11, 1992, Also Known As The Lorice T. Wallace Life Insurance Trust, and The Lisa Frances Wallace Discretionary Spendthrift Trust (hereafter "Wallace Trust"). It is determined that the interest claimed by the Complainants herein is an assertion of a claim enjoined by the decision reference above. Therefore, Complainants have no standing to bring the subject Complaint.

Additionally, after presentation of the Affidavit executed by Ron Saffa, Co-Trustee of the Wallace Trust, General Partner of The Lorice T. Wallace Family Limited Partnership and owner of the surface and mineral rights at the time plugging of the subject wells occurred, Steve Murphy, acting on behalf of Yorktown Holding, LLC, was given permission to

plug the subject wells and in the event a pending sale of the subject property did not occur the cost of plugging would be repaid to Steve Murphy. Further the Affidavit confirmed that the sale to Yorktown Holding, LLC in fact did occur.

Therefore the claim made that the plugging of wells set out in the Complaint had occurred without consent or authority is found to be false. Because the Complainants have no standing and permission granted for the plugging occurred, the Commission need not address any other assertions contained in the Complaint.

WHEREFORE, as a result of the foregoing, the captioned contempt cause should be and is hereby dismissed with prejudice.

CORPORATION COMMISSION OF OKLAHOMA


BOB ANTHONY, Chairman


JEFF CLOUD, Vice Chairman


DANA L. MURPHY, Commissioner

DONE AND PERFORMED this 23 day of April, 2009.


BY ORDER OF THE COMMISSION:


PEGGY MITCHELL, Secretary

REPORT OF THE ADMINISTRATIVE LAW JUDGE

The foregoing Order Granting Motion To Quash And Dismissal With Prejudice As To All Claims is the report and recommendation of the Hearing Officer.


APPROVED:


PATRICIA MACGUIGAN
ADMINISTRATIVE LAW JUDGE

Date

4-23-09

REVIEWED AS TO FORM AND
CONTENT:


CLYDE V. CRUTCHMER, OBA #2063
FOR RON M. BARNES, OBA #534