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IN THE TWENTY-SIXTH JUDICIAL DISTRICT  
DISTRICT COURT, STEVENS COUNTY, KANSAS

01 JAN 16 AM 11:23  
FILED  
KOLEEN ROSEKABEL  
CLERK OF THE DIST. COURT  
STEVENS CO. KS

GILBERT H. COULTER and )  
ELIZABETH S. LEIGNOR, individually )  
and as representative plaintiffs on behalf of )  
persons or companies similarly situated, )  
Plaintiffs, )  
vs. )  
ANADARKO PETROLEUM CORPORATION, )  
Defendant. )

Case No. 98-CV-40

**PLAINTIFFS' MOTION FOR  
PARTIAL SUMMARY JUDGMENT**

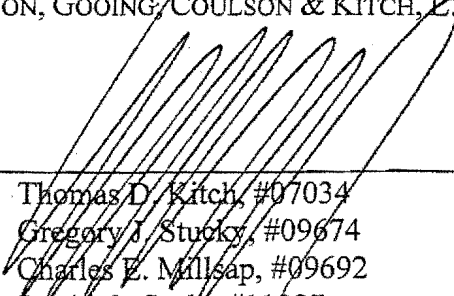
COME NOW the plaintiffs, individually and on behalf of the Plaintiff Class certified herein, and move pursuant to K.S.A. 60-256 for partial summary judgment against defendant Anadarko Petroleum Corporation prohibiting it from deducting expenses which it is incurring to produce and gather gas and place it in marketable condition and requiring defendant to file an accounting with the Court in which it identifies the amount of such deductions charged to the account of each member of the Plaintiff Class and to deposit such amounts, plus prejudgment interest, into the registry of the Court, so that proper and timely distribution thereof can be made in accordance with further orders of the Court.

Plaintiffs submit herewith a Memorandum in support of this Motion.

Respectfully submitted,

FLEESON, GOOING, COULSON & KITCH, L.L.C.

By \_\_\_\_\_

  
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*Attorneys for Plaintiffs and Plaintiff Class*

**CERTIFICATE OF SERVICE**

I certify that on January 12, 2001, a copy of this **PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT** was hand delivered to:

Robert J. O'Connor  
David E. Bengston  
MORRISON & HECKER  
600 Commerce Bank Center  
150 N. Main Street  
Wichita, Kansas 67202-1320

and placed in the United States mail in Wichita, Kansas,  
first class postage prepaid, addressed to:

Dan Diepenbrock  
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Liberal, Kansas 67905-2677

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\_\_\_\_\_  
Gregory J. Stucky