

Kansas Corporation Commission
Commission Meeting
October 22, 2013
11:00 a.m. 3rd floor hearing room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

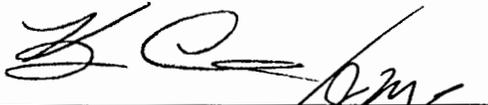
1. The Commission convened the regular scheduled open meeting of the Commission at 11:00 a.m. on October 22, 2013 in the 3rd floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.
2. Present: Chairman Mark Sievers, Commissioner Thomas Wright, and Commissioner Shari Albrecht.
3. The following were approved by the Commission:
 - a. Commissioner Albrecht moved, and Commissioner Wright seconded, the approval of the Consent Agenda: All listed matters for October 22, 2013 on the three page document attached hereto as "Attachment A," which is included by reference herein. Chair Sievers concurred
4. Other matters: Chair Sievers moved, and Commissioner Albrecht seconded, a motion to move into Executive Session, as provided by K.S.A. 75-4319 (b)(2) for the purposes of ". . . consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship . . ." for the Commission to seek legal advice. Included in the meeting with the attending Commissioner are Bob Fox, Legal Counsel, Andrew French, Legal Counsel, Dana Bradbury General Counsel and Kim Winn and Robert Watson Attorneys. The Commission moved to Executive Session for a period of 40 minutes. Commissioner Wright concurred. The Commission moved into Executive session at 11:05 a.m.
 - a. The Commission re-convened in public session at 11:45 a.m.
 - b. Chair Sievers moved, and Commissioner Wright seconded, a motion to move into Executive Session, as provided by K.S.A. 75-4319 (b)(2) ". . . consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship . . ." for the Commission to seek legal advice. Included in the meeting with the attending Commissioner are Bob Fox, Legal Counsel, Andrew French, Legal Counsel, Dana Bradbury General Counsel and Kim Winn and Robert Watson Attorneys. The Commission moved to Executive Session for a period of 15 minutes.. Commissioner Albrecht concurred. The Commission moved into Executive session at 11:45 a.m.
 - c. The Commission re-convened in public session at 12:00 p.m.
 - d. Commissioner Albrecht moved, and Commissioner Wright seconded, a motion to move into Executive Session, as provided by K.S.A. 75-4319 (b)(2) ". . .

consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship . . .” .” for the Commission to seek legal advice. Included in the meeting with the attending Commissioner are Bob Fox, Legal Counsel, Andrew French, Legal Counsel, Dana Bradbury General Counsel and Kim Winn and Robert Watson Attorneys. The Commission moved to Executive Session for a period of 15 minutes. Chair Sievers concurred. The Commission moved into Executive session at 12:00 p.m.

- e. The Commission re-convened in public session at 12:15 p.m.
- f. Commissioner Albrecht moved, and Commissioner Wright seconded, a motion to move into Executive Session, as provided by K.S.A. 75-4319 (b)(2) “. . . consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship . . .” .” for the Commission to seek legal advice. Included in the meeting with the attending Commissioner are Bob Fox, Legal Counsel, Andrew French, Legal Counsel, Dana Bradbury General Counsel and Kim Winn and Robert Watson Attorneys. The Commission moved to Executive Session for a period of 5 minutes. Chair Sievers concurred. The Commission moved into Executive session at 12:15 p.m.
- g. The Commission re-convened in public session at 12:20 p.m.
- h. The Commissioner took no action following executive session. Commissioner Albrecht reported no action taken during executive session.

There being no further matters before the Commission, the Commission adjourned at 12:21 p.m.

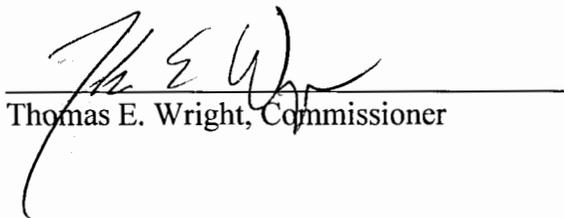
Respectfully submitted,



Of Behalf of Kim Christiansen/JLMP
Secretary of the Commission



Mark Sievers, Chair



Thomas E. Wright, Commissioner



Shari Feist Albrecht, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, October 22, 2013

NOTICE TO THE PUBLIC: There will be no separate discussion of Consent Agenda items as they are considered to be routine by the Kansas Corporation Commission. Unless removed from the website's Consent Agenda, the orders appearing on the Consent Agenda will become the Order of the full Commission at the Commission's regularly scheduled Commission Meeting. If Commission staff or a Commissioner requests an item be removed from the Consent Agenda, the affected item may be considered separately or placed on the earliest possible Commission Meeting agenda for discussion.

Consent Agenda

| ITEM NO. | DESCRIPTION | DOCKET NUMBER | REMOVED |
|----------|--|------------------|---------|
| 1 | In the matter of the failure of ELM III Operating Co. ("Operator") to comply with K.A.R. 82-3-111 at the Koch A #6 in Seward County, Kansas <i>Penalty Order - ELM III Operating Co.</i> | 14-CONS-194-CPEN | |
| 2 | In the matter of the failure of Randon Production Company Inc. to comply with K.A.R. 82-3-604 at the Socolofsky Lease in Marion County, Kansas. <i>Penalty Order - Randon Production Company Inc.</i> | 14-CONS-192-CPEN | |
| 3 | In the matter of the failure of Ward Craig, dba Craig Oil Company, to comply with K.A.R. 82-3-128 regarding the Sylvester Axman Lease in Barton County and the Brack AA, Mai, and Schmidt Leases in Russell County, Kansas. <i>Penalty Order - Ward Craig dba Craig Oil Company</i> | 14-CONS-191-CPEN | |
| 4 | In the Matter of the Application of SDOCO LLC, to authorize the injection of salt water into the Marmaton Formation at the Rees Ranch Lease, Well No. 4-19, located in Section 19, Township 19 South, Range 35 West, Wichita County, Kansas. <i>Order</i> | 14-CONS-128-CUIC | |

Consent Agenda

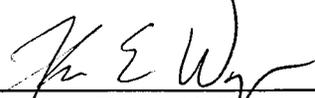
| ITEM NO. | DESCRIPTION | DOCKET NUMBER | REMOVED |
|----------|--|-----------------|---------|
| 5 | In the Matter of the Application of Kansas Relay Service, Inc. ("KRSI") for Approval of Its Recommendation that Hamilton Telephone Company, d/b/a Hamilton Telecommunications ("Hamilton"), be Awarded the Contract to Provide the Authorizing KRS to Enter into the Contract with Hamilton <i>Order Authorizing KRSI to Contract with Hamilton</i> | 14-KRST-141-DPR | |
| 6 | In the Matter of an Investigation to Determine the Assessment Rate for the Eighteenth Year of the Kansas Universal Service Fund, Effective March 1, 2014. <i>Order Granting Extension of Time</i> | 14-GIMT-105-GIT | |
| 7 | In the Matter of the Joint Notification of the of Assets from Infotelecom, LLC to Broadvox, LLC <i>Order Granting Asset Transfer and CLEC Certificate of Convenience Cancellation</i> | 13-INFT-640-CCS | |
| 8 | In the Matter of the Application of Wheatland Electric Cooperative, Inc. for a Regulatory Order Establishing and Approving Amendment No. 2 of Joint Agreement for Water Purchase Treatment and Distribution Between the City of Garden City, Kansas, and Wheatland Electric Cooperative. <i>Suspension Order</i> | 14-WHLW-176-CON | |
| 9 | In the Matter of the Investigation of SE-Kan Asphalt Services, Inc. of Gas, Kansas, Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <i>Penalty Order</i> | 14-TRAM-169-PEN | |

The above-captioned matter(s) were approved by the Commission, unless noted as removed.

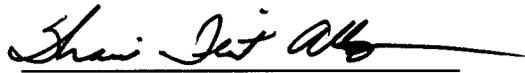
For the Commission :



Mark Sievers, Chairman

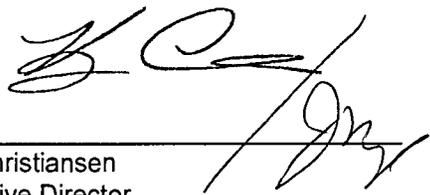


Thomas E. Wright, Commissioner



Shari Feist Albrecht, Commissioner

Attest:



Kim Christiansen
Executive Director