

Kansas Corporation Commission
Commission Meeting
March 6, 2014
10:00 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 10:00 a.m. on March 6, 2014 in the 3rd floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.
2. Present: Chair Albrecht, Commissioner Wright, and Commissioner Emler.
3. The following were considered by the Commission:
 - a. **Consent Agenda:** Commissioner Wright moved for approval of the Consent Agenda: All listed matters for March 6, 2014 on the 4 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Emler seconded the Motion. Commissioner Albrecht concurred.
 - b. **Noticed Items:**
 - i. **Docket No. 14-CONS-348-CSHO In the matter of an Order to Show Cause issued to Kansas Energy Partners, LLC for failure to comply with K.S.A. 55-155.**

Commissioner Wright moved for approval of order #14-0754 *Proposed Default Order*. Commissioner Emler seconded the motion. Commissioner Albrecht concurred.
 - ii. **Docket No. 14-WSEE-148-TAR In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company for Approval of Revisions to Their General Terms and Conditions to Implement an Optional Prepay Service Pilot Program.**

Commissioner Wright moved for approval of order #14-0755 *Order Denying CURB's Motion to Dismiss and Directing the Parties to Develop a Procedural Schedule for the Filing of Testimony*. Commissioner Emler seconded the motion. Commissioner Albrecht concurred.
4. **Other matters:**
 - a. Commissioner Wright made comments about the Southwest Power Pool's roll out of the "Next Day Market" on March 1, 2014.

- b. Commissioner Wright moved to move the Commission into Executive Session, as provided by K.S.A. 75-4319 (b)(1) "...personnel matters of non-elected personnel, to protect the privacy of the individuals involved..." with Kansas Corporation Commission Counsel Bradbury, and Staff Fritz, for the purposes of discussing personnel matters or issues, for a period of 20 minutes. Commissioner Emler seconded the motion. Commissioner Albrecht concurred.
 - i. The Commission moved into Executive Session at 10:10 a.m.
 - ii. The Commission re-convened in public session at 10:30 a.m.
- c. Commissioner Wright moved to move the Commission into Executive Session, as provided by K.S.A. 75-4319 (b)(1) "...personnel matters of non-elected personnel, to protect the privacy of the individuals involved..." with Counsel Bradbury and Staff Fritz, for the purposes of discussing personnel matters or issues, for a period of 20 minutes. Commissioner Emler seconded the motion. Commissioner Albrecht concurred.
 - i. The Commission moved into Executive Session at 10:31 a.m.
 - ii. The Commission reconvened in public session at 10:51 am.
- d. The Commission took no action following the Executive Session(s.)

There being no further matters before the Commission, the Commission adjourned at 10:52 a.m.

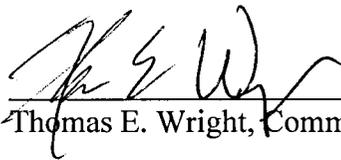
Respectfully submitted,



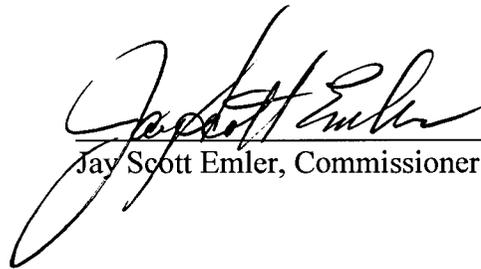
Kim Christiansen
Secretary of the Commission



Shari Feist Albrecht, Chair



Thomas E. Wright, Commissioner



Jay Scott Emler, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, March 6, 2014

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 seperately or placed on the earliest possible Commission Meeting agenda for discussion.

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the Matter of Qwest Communications Company, LLC Changing Its Name to CenturyLink Communications LLC (IXC) <i>Order Approving Name Change</i>	14-QCCC-342-CCN	
2	In the Matter of Qwest Communications Company, LLC Changing Its Name to CenturyLink Communications LLC (CLEC) <i>Order Approving Name Change</i>	14-QWCT-372-CCN	
3	In the Matter of the Cancellation of CLEC Certificate for CenturyTel Acquisition LLC <i>Order Cancelling Certificate</i>	14-KMLT-373-CCS	
4	In the Matter of the Cancellation of IXC Certificate for CenturyTel Acquisition LLC <i>Order Cancelling Certificate</i>	14-KMLC-374-CCS	
5	In the Matter of the Cancellation of IXC Certificate for CenturyTel Fiber Company II, LLC <i>Order Cancelling Certificate</i>	14-CTFC-375-CCS	
6	In the Matter of the Cancellation of CLEC Certificate for CenturyTel Fiber Company II, LLC <i>Order Cancelling Certificate</i>	14-CTFC-376-CCS	

Consent Agenda

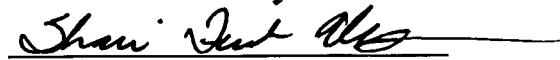
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
7	In the Matter of the Cancellation of IXC Certificate for CenturyTel Long Distance, LLC Order Cancelling Certificate	14-CTYC-377-CCS	
8	In the Matter of the Cancellation of CLEC Certificate for Embarq Communication, Inc. Order Cancelling Certificate	14-SLDC-378-CCS	
9	In the Matter of the Cancellation of IXC Certificate for Embarq Communication, Inc. Order Cancelling Certificate	14-SLDC-379-CCS	
10	In the Matter of the Investigation of Abram Bergen, d/b/a Bergen Trucking of Sublette, 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. Penalty Order	14-TRAM-370-PEN	
11	In the Matter of the Investigation of Dix Trucking, LLC of Great Bend, 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. Penalty Order	14-TRAM-380-PEN	
12	In the matter of the failure of B-C Steel, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Ankrom #1, Ankrom #5, Ankrom #6, Ankrom #7 and Ankrom #8 wells in Cowley County, Kansas. Order Setting Hearing and Granting Motion to Join Parties	14-CONS-234-CPEN	
13	In the matter of the failure of Magnum Exploration Kansas, LLC ("Operator") to comply with K.A.R. 82-3-602 at the Werts #2, Werts #1, Werts #4, Werts #3, Werts #8 and Werts #5 wells in Douglas County, Kansas. Order Partially Rescinding Penalty	14-CONS-517-CPEN	
14	In the Matter of the Application of SandRidge Exploration and Production, LLC for a Well Location Exception for the Sutton 1825 1-10H Well in Sections 9 & 10, Township 18 South, Range 25 West, Ness County, Kansas. Order Granting Application	14-CONS-537-CWLE	
15	In the Matter of the Application of McElvain Energy, Inc. for an Order Permitting the Drilling of a Well to be Drilling Horizontally in the Marmaton Formation, pursuant to K.A.R. 82-3-103a, Upon Certain Lands Located in Trego County, Kansas. (Kraemer 11 #1H) Order Granting Application	14-CONS-538-CHOR	
16	In the Matter of the Application of McElvain Energy, Inc. for an Order Permitting the Drilling of a Well to be Drilling Horizontally in the Marmaton Formation, pursuant to K.A.R. 82-3-103a, Upon Certain Lands Located in Trego County, Kansas. (Kraemer 11 #2H) Order Granting Application	14-CONS-539-CHOR	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
17	In the Matter of the Application of McElvain Energy, Inc. for an Order Permitting the Drilling of a Well to be Drilling Horizontally in the Marmaton Formation, pursuant to K.A.R. 82-3-103a, Upon Certain Lands Located in Trego County, Kansas. (Kraemer 11 #4H) <i>Order Granting Application</i>	14-CONS-540-CHOR	
18	In the matter of the failure of R. L. Barnard dba Barnard Oil Operations ("Operator") to comply with K.A.R. 82-3-407 at the Wilson #14 in Greenwood County, Kansas. <i>Penalty Order - R. L. Barnard dba Barnard Oil Operations</i>	14-CONS-627-CPEN	
19	In the matter of the failure of Haack Operating Company ("Operator") to comply with K.A.R. 82-3-407 at the Lowe Jones (Pearl) #6B in Lyon County, Kansas. <i>Penalty Order - Haack Operating Company</i>	14-CONS-628-CPEN	
20	In the matter of the failure of Gregg Curry ("Operator") to comply with K.A.R. 82-3-407 at the Kipfer Unit #A2 in Greenwood County, Kansas. <i>Penalty Order - Gregg Curry</i>	14-CONS-629-CPEN	
21	In the matter of the failure of Roger Krier dba Krier Oil Operation ("Operator") to comply with K.A.R. 82-3-407 at the Michaelis #2 in Russell County, Kansas. <i>Penalty Order - Kroger Krier dba Krier Oil Operation</i>	14-CONS-630-CPEN	

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

For the Commission :



Shari Feist Albrecht, Chair



Thomas E. Wright, Commissioner



Jay Scott Emler, Commissioner

Attest:



Kim Christiansen
Executive Director