

Kansas Corporation Commission
Commission Meeting
April 3, 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 April 3, 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 April 3, 2014 on the 3 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Emler seconded the Motion. Commissioner Albrecht concurred.
4. **Discussion/Presentation Item(s)**

Docket No. 13 HHIW 460 GIV: In the Matter of the Investigation of Howison Heights Inc.'s Ability to Provide Sufficient and Efficient Service.

AND

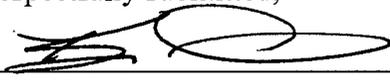
Docket No. 13 HHIW 570 RTS In the Matter of the Application of Howison Heights, Inc., for Approval of the Commission to Make Certain Changes in Its Rates for Water Service.

Commissioner Wright moved to include in the order pending in the above captioned rate case an increase for Howison Heights of Twenty-seven thousand Two Hundred Sixty Six and No/100 dollars (\$27,266.00) per year, as recommended by the Citizens Utility Ratepayer Board and agreed to by KCC staff. Commissioner Emler seconded the Motion. Commissioner Albrecht concurred.

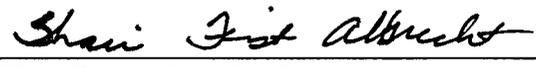
Commissioner Wright moved to include in the order in the above captioned rate case a statement that noted the Kansas Corporation Commission does not consider or view the Howison Heights certificate as creating an exclusive service area for Howison Heights. Commissioner Emler seconded the Motion. Commissioner Albrecht concurred.

There being no further matters before the Commission, the Commission adjourned at 10:29 a.m.

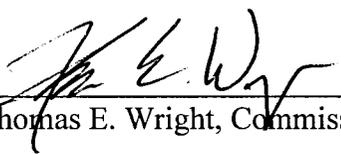
Respectfully submitted,



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, April 3, 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 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 Emergency Suspension of Operating Authority of Yoan C. Lopez, d/b/a El Gallo Trucking of Dodge City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i> | 14-TRAM-438-OOS | |
| 2 | In the Matter of the Emergency Suspension of Operating Authority of Danny Ray Hupp, Jr., d/b/a Hupps Custom Cabinets of Leavenworth Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i> | 14-TRAM-439-OOS | |
| 3 | In the Matter of the Application of Spectrotel, Inc. d/b/a OneTouch Communications d/b/a Touch Base Communications for a Certificate of Convenience and Authority to Provide Local Exchange Service Within the State of Kansas. <i>Order Nunc Pro Tunc Correcting Certificate</i> | 12-SPIT-260-COC | |

Consent Agenda

| ITEM NO. | DESCRIPTION | DOCKET NUMBER | REMOVED |
|----------|--|------------------|---------|
| 4 | In the Matter of the Application of Radiant Electric Cooperative, Inc. for a Certificate of Convenience and Authority to Transact the Business of a(n) Electric Cooperative in the State of Kansas. <i>Order Closing Docket</i> | 14-RDTE-388-COC | |
| 5 | In the Matter of the Application of American Warrior, Inc. for an Order authorizing the drilling of the Lake #7 Deviated Wellbore to be located in and under the South Half of Section 14, Township 32 South, Range 19 West, Comanche County, Kansas. <i>Order Granting Application</i> | 14-CONS-618-CHOR | |
| 6 | In the matter of the failure of Arbuckle Energy Inc. ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Novak #HW5 in Marion County, Kansas. <i>Penalty Order - Arbuckle Energy Inc.</i> | 14-CONS-779-CPEN | |
| 7 | In the matter of the failure of Viking Resources, Inc. ("Operator") to comply with K.A.R. 82-3-407 at the St. Peter Unit #8 in Barton County, Kansas. <i>Penalty Order - Viking Resources, Inc.</i> | 14-CONS-784-CPEN | |
| 8 | In the matter of the failure of ELM III Operating Company LLC ("Operator") to comply with K.A.R. 82-3-111 at the HJV Cannon A #1 in Stevens County, Kansas. <i>Penalty Order - ELM III Operating Company LLC</i> | 14-CONS-785-CPEN | |

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

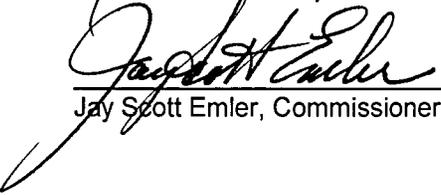
For the Commission :



Shari Feist Albrecht, Chair



Thomas E. Wright, Commissioner



Jay Scott Emler, Commissioner

Attest:



Kim Christiansen
Executive Director