

**Kansas Corporation Commission**  
**Commission Meeting**  
**April 15, 2014**  
10:00 a.m. 3<sup>rd</sup> 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 15, 2014 in the 3rd floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.
2. Present: Chair Albrecht, Commissioner Emler, and Commissioner Apple.

**The following were considered by the Commission:**

**3. Consent Agenda:**

- a. Commissioner Emler moved for approval of the Consent Agenda, with the exception of item #6, Docket # 11-CONS-252-CSHO removed, all listed matters for April 15, 2014 on the 4 pages document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred.
- b. Commissioner Emler moved item #6 from the consent agenda, Docket # 11-CONS-252-CSHO be brought back to the Commission after an appropriate follow-up inspection has been performed by KCC staff. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred.

**4. Noticed Items:**

- a. **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 Emler moved for approval of order #14-1346 - *Order Issuing Default Order*. Commissioner Apple seconded the motion. Commissioner Albrecht concurred.

- b. **Docket No. 14-GIMT-446-GIT: In the Matter of a General Investigation into the Adjustment of Intrastate Switched Access Charges Pursuant to the Federal Communications Commission's Reforms, Effective July 2014.**

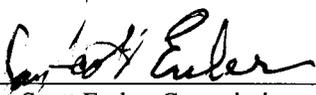
Commissioner Emler moved for approval of order #14-1313 - *Order Opening Docket*. Commissioner Apple seconded the motion. Commissioner Albrecht concurred.

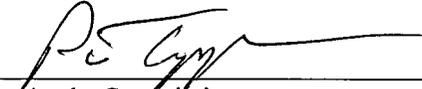
**There being no further matters before the Commission, the Commission adjourned at 10:12 a.m.**

Respectfully submitted,

  
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Kim Christiansen  
Secretary of the Commission

  
\_\_\_\_\_  
Shari Feist Albrecht, Chair

  
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Jay Scott Emler, Commissioner

  
\_\_\_\_\_  
Pat Apple, Commissioner



# ITEMS OF Consent Agenda

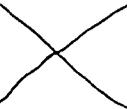
Approval Date: Tuesday, April 15, 2014

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 Application of Nemaha-Marshall Electric Cooperative for a Certificate of Public Convenience and Authority to Transact the Business of an Electric Public Utility, Specifically in a Portion of Section 2, Township 5 South, Range 14 East in Nemaha County, Kansas. <i>Certificate</i>	14-NMME-403-COC	
2	In the Matter of the Application of Nemaha-Marshall Electric Cooperative for Authority to Cease Transacting the Business of an Electric Public Utility in a Portion of Section 11, Township 5 South, Range 13 East in Nemaha County, Kansas. <i>Order</i>	14-NMME-404-CCS	
3	In the Matter of the Application of Kansas City Power & Light Company for Approval of Its 2013 Actual Cost Adjustment ("ACA"). <i>Protective and Discovery Order</i>	14-KCPE-405-ACA	

**Consent Agenda**

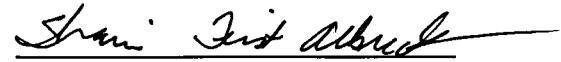
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Application of Westar Energy, Inc. for Certificate Public Convenience and Authority to Transact the Business of an Electric Public Utility Specifically in a Portion of Section 11, Township 5 South, Range 13 East, In Nemaha County Kansas. <b>Certificate</b>	14-WSEE-429-COC	
5	In the Matter of the Application of Westar Energy, Inc. for Authority to Cease Transacting the Business of an Electric Public Utility Specifically in a Portion of Section 2, Township 5 South Range 14 East, Nemaha County, Kansas. <b>Order</b>	14-WSEE-430-CCS	
6	In the Matter of an Order to Show Cause on the Commission's own Motion issued to Mark L. Haas and Petrol Oil & Gas, Inc., with regard to responsibility under K.S.A. 55-179 for plugging the Wernli lease in the Southwest Quarter of Section 25, Township 22 South, Range 12 East, Greenwood County, Kansas. <b>Order Closing Docket</b>	11-CONS-252-CSHO	
7	In the matter of the application of OXY USA, Inc. to temporarily allow the flaring of sour casing-head gas from wells located in the South Half of Section 36, Township 25 South, Range 33 West, Haskell County, Kansas, Pursuant to K.A.R. 82-3-209. <b>Order Granting Amended Application</b>	14-CONS-368-CEXC	
8	In the matter of the failure of Rains & Williamson Oil Co., Inc. ("Operator") to comply with K.A.R. 82-3-407 at the Bogart B #2 in Phillips County, Kansas. <b>Order Rescinding Penalty</b>	14-CONS-495-CPEN	
9	In the Matter of the Application of Pioneer Natural Resources USA, Inc. for an Order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 4-30S-37W (E/2) and Section 3-30S-37W (W/2) in Grant County, Kansas. (West ATU) <b>Order Granting Application</b>	14-CONS-535-CUNI	
10	In the Matter of the Application of Pioneer Natural Resources USA, Inc. for an Order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 8-29S-37W (SE/4), Section 9-29S-37W (SW/4), Section 17-29S-37W (NE/4), Section 16-29S-37W (NW/4) in Grant County, Kansas. (Lowrey ATU) <b>Order Granting Application</b>	14-CONS-585-CUNI	
11	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 26-25S-33W (SE/4), Section 25-25S-33W (SW/4), Section 36-25S-33W (NW/4), Section 35-25S-33W (NE/4) in Finney County, Kansas. (ATU 330) <b>Order Granting Application</b>	14-CONS-619-CUNI	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
12	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 25-25S-33W (SE/4), Section 30-25S-32W (SW/4), Section 31-25S-32W (NW/4), Section 36-25S-33W (NE/4) in Finney County, Kansas. (ATU 331) <i>Order Granting Application</i>	14-CONS-620-CUNI	
13	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 31-25S-32W (SE/4), Section 32-25S-32W (SW/4), Section 6-26S-32W (NW/4), Section 1-26S-33W (NE/4) in Finney County, Kansas. (ATU 333) <i>Order Granting Application</i>	14-CONS-621-CUNI	
14	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 32-25S-32W (SE/4), Section 33-25S-32W (SW/4), Section 5-26S-32W (NW/4), Section 6-26S-32W (NE/4) in Finney County, Kansas. (ATU 334) <i>Order Granting Application</i>	14-CONS-622-CUNI	
15	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 7-30S-33W (SE/4), Section 8-30S-33W (SW/4), Section 17-30S-33W (NW/4), Section 18-30S-33W (NE/4) in Haskell County, Kansas. (ATU 340) <i>Order Granting Application</i>	14-CONS-623-CUNI	
16	In the Matter of the Application of Linn Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 20-31S-39W (SE/4), Section 21-31S-39W (SW/4), Section 28-31S-39W (NW/4), Section 29-31S-39W (NE/4) in Morton County, Kansas. (ATU 355) <i>Order Granting Application</i>	14-CONS-624-CUNI	
17	In the matter of the failure of Black Tea Oil LLC ("Operator") to comply with K.A.R. 82-3-126 at the McIntyre Lease Tank Battery in Rush County, Kansas. <i>Penalty Order - Black Tea Oil LLC</i>	14-CONS-812-CPEN	

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

For the Commission :



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:



Kim Christiansen  
Executive Director