

**Kansas Corporation Commission**  
**Commission Meeting**  
**June 19, 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 June 19, 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.
3. The following were considered by the Commission:
  - a. **Consent Agenda:** Commissioner Apple moved for approval of the Consent Agenda: All other listed matters as presented for June 19, 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: Docket No. 13-CONS-143-CEXC: *In the Matter of the Application of Wilson County Holdings LLC, for an Order granting an Exception from Casing and Completion Requirements for its WCH-52 Well, to be located in the Northwest Quarter of the Northeast Quarter of Section 12, Township 29 South, Range 14 East, Wilson County, Kansas.***

Commissioner Emler moved for approval of order #14-2177 - Order. Commissioner Apple seconded the motion. Commissioner Albrecht concurred.
4. **Other matters:**
  - a. Commissioner Albrecht moved to move the Commission into Executive Session, as provided by K.S.A. 75-4319(b)(3) for confidential data relating to trade secrets and 75-4319(b)(13) to discuss matters related to security matters or measures, for a period of 30 minutes. Included in the meeting are Westar representatives, Jeff Martin, Eric Ervin, Deb Grunst, Bo Jones and Megan Wagner. Commissioner Apple seconded. Commissioner Emler concurred.
    - i. The Commission moved into Executive Session at 10:03 a.m.
    - ii. The Commission re-convened in public session at 10:33 a.m.
    - iii. The Commission took the following action following this Executive Session:
      - a) No action was taken.
  - b. Commissioner Albrecht moved to move the Commission into Executive Session, as provided by K.S.A. 75-4319 (b)(2), Attorney/Client privileged matters for consultation with an attorney, to obtain legal advice in issues and/or cases pending before the Commission, for a period of 15 minutes. Kansas Corporation Commission Litigation

Counsel Michael Neeley; and Jeff McClanahan. Commissioner Emler seconded. Commissioner Apple concurred.

- i. The Commission moved into Executive Session at 10:35 a.m.
- ii. The Commission re-convened in public session at 10:50 a.m.
- iii. The Commission took the following action following this Executive Session:

a) No action was taken.

- c. Commissioner Albrecht moved to move the Commission into Executive Session, as provided by K.S.A. 75-4319(b)(1), to discuss personnel matters of non-elected personnel to protect the privacy of the individuals involved, for a period of 30 minutes. Kansas Corporation Commission Litigation Counsel Dana Bradbury and Amber Smith; and HR director, Danelle Harsin. Commissioner Emler seconded. Commissioner Apple concurred.

- i. The Commission moved into Executive Session at 10:50 a.m.
- ii. The Commission re-convened in public session at 11:20 a.m.
- iii. The Commission took the following action following this Executive Session.

a) No action was taken.

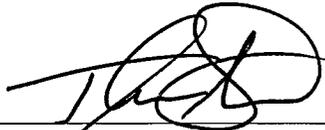
- d. Commissioner Albrecht moved to reconvene the Commission into Executive Session, as provided by K.S.A. 75-4319(b)(1), to continue discussing personnel matters of non-elected personnel to protect the privacy of the individuals involved, for a period of 15 minutes. Kansas Corporation Commission General Counsel Dana Bradbury; Litigation Counsel, Amber Smith; and Human Resources director, Danelle Harsin. Commissioner Apple seconded. Commissioner Emler concurred.

- i. The Commission moved into Executive Session at 11:22 a.m.
- ii. The Commission re-convened in public session at 11:37 a.m.
- iii. The Commission took the following action following this Executive Session.

a) No action was taken.

**There being no further matters before the Commission, the Commission adjourned at 11:40 a.m.**

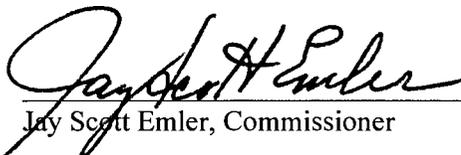
Respectfully submitted,



Thomas A. Day  
Acting Secretary of the Commission



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Thursday, June 19, 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 Audit of Allegiance Communications, LLC by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2012 Supp. 66-2010(b) for KUSF Operating Year 16, Fiscal Year March 2012- February 2013. <i>Order Granting Motion for Extension of Time for KUSF Administrator to File Audit Report for Allegiance Communications, LLC</i>	14-ALGT-061-KSF	
2	In the Matter of the Application and Request of The S&T Telephone Cooperative, Inc., for an Increase in its Cost-Based Kansas Universal Service Fund Support. <i>Order Setting Procedural Schedule</i>	14-S&TT-525-KSF	
3	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. <i>Order Granting Second Extension to LaHarpe</i>	14-GIMT-446-GIT	

**ATTACHMENT A**

**Consent Agenda**

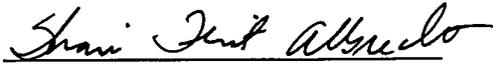
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of Sunflower Telephone Company, Inc. d/b/a FairPoint Communications Filing Tariff Revisions Increasing Residential and Business Bundled Service Package Rates by \$2.00, Increasing Directory Listing Rates, and Other Services No Longer Offered. <i>Order Approving Tariff Revisions</i>	14-SFLT-556-TAR	
5	In the Matter of Bluestem Telephone Company d/b/a FairPoint Communications Filing Tariff Revisions Increasing Residential and Business Bundled Service Package Rates by \$2.00, Increasing Directory Listing Rates, and Changing Voice Advantage II and EPAK II Bundle Rates and Decreasing Accompanying Toll Component. <i>Order Approving Tariff Revisions</i>	14-BSTT-557-TAR	
6	In the matter of the application of PostRock Midcontinent Production, LLC for a well location exception for the James A. Grady 5-7 well in Section 5, Township 28 South, Range 17 East, Wilson County, Kansas <i>Order Granting Application</i>	14-CONS-394-CWLE	
7	In the matter of the application of PostRock Midcontinent Production, LLC for a well location exception for the James A. Grady 5-6 well in Section 5, Township 28 South, Range 17 East, Wilson County, Kansas <i>Order Granting Application</i>	14-CONS-395-CWLE	
8	In the matter of the failure of Star Blue LLC ("Operator") to comply with K.A.R. 82-3-407 at the Condit #2A-8 in Seward County, Kansas. <i>Order Adopting Settlement Agreement</i>	14-CONS-731-CPEN	
9	In the matter of the failure of Sonoma Resources LLC ("Operator") to comply with K.A.R. 82-3-407 at the Harvey #7 in Butler County, Kansas. <i>Penalty Order - Sonoma Resources LLC</i>	14-CONS-920-CPEN	
10	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 01-30S-39W (SW/4), Section 02-30S-39W (SE/4), Section 11-30S-39W (NE/4), Section 12-30S-39W (NW/4) in Stanton County, Kansas (ATU 60) <i>Order Granting Application</i>	14-CONS-874-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 03-26S-38W (NW/4), Section 04-26S-38W (NE/4), Section 34-25S-38W (SE/4), Section 35-25S-38W (SW/4) in Kearny County, Kansas (ATU 80) <i>Order Granting Application</i>	14-CONS-875-CUNI	

**Consent Agenda**

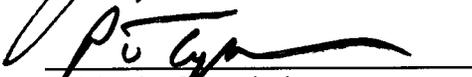
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
12	In the matter of the application of Linn Operating, Inc. for an order providing for the unitization and unit operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 10-29S-39W (SE/4), Section 11-29S-39W (SW/4), Section 14-29S-39W (NW/4), Section 15-29S-39W (NE/4) in Stanton County, Kansas (ATU 97) <b>Order Granting Application</b>	14-CONS-876-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 35-29S-39W (SE/4), Section 36-29S-39W (SW/4), Section 2-30S-39W (NE/4), Section 1-30S-39W (NW/4) in Stanton County, Kansas (ATU 129) <b>Order Granting Application</b>	14-CONS-877-CUNI	
14	Order Nunc Pro Tunc	E-25711	
15	In the Matter of the Investigation of Morse's Auto Salvage and Tow Service, Inc. of Centerville, 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. <b>Penalty Order</b>	14-TRAM-528-PEN	
16	In the Matter of the Investigation of Don Woods Moving, LLC of Fort Scott, 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. <b>Penalty Order</b>	14-TRAM-542-PEN	

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:   
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**ACTING** Executive Director