

Kansas Corporation Commission
Commission Meeting
December 9, 2014
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

The Commission convened the regular scheduled open meeting of the Commission at 10:00 a.m. on December 9, 2014 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Albrecht, Commissioner Emler and Commissioner Apple.

The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Apple moved for approval of the Consent Agenda: All other listed matters as presented for December 9, 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. Motion was approved.

2. **Noticed:**

- A. **Docket No. 15-TWVT-213-AUD: *In the Matter of an Audit of Twin Valley Telephone, Inc. to Determine its Cost-Based Kansas Universal Service Fund Support Pursuant to K.S.A. 66-2008.***

Commissioner Emler moved for approval of order #14-4126 - *Order Opening An Audit of Twin Valley Telephone, Inc. to Determine an Appropriate Amount of Cost-Based Kansas Universal Service Fund Support.* Commissioner Apple seconded the motion. Commissioner Albrecht concurred. Motion was approved.

3. **Other matters:**

- A. Chair Albrecht motioned to move the Commission into Executive Session for Attorney/Client privileged matters, pursuant to KSA 75-4319 (b)(2,) for consultation with an attorney, to obtain legal advice, for a period of 20 minutes. Also called into the Executive Session was Andrew French. Commissioner Emler seconded. Commissioner Apple concurred.

The Commission moved into Executive Session at 10:06 a.m. and reconvened in public session at 10:26 a.m.

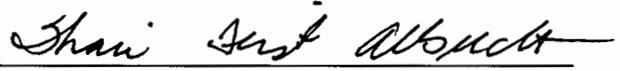
- B. The Commission took no action following this Executive Session.

There being no further matters before the Commission, the Commission adjourned at 10:28 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: Tuesday, December 9, 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 Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunication Act of 1996 With Cunningham Communications Inc. <i>Order Approving Interconnection Agreement Modifications</i>	10-SWBT-020-IAT	
2	In the Matter of the Application of Knology of Kansas, Inc., d/b/a Knology, Filing for Kansas Video Service Authorization. <i>Order Amending Video Service Authorization</i>	11-KKIC-181-VSA	
3	In the Matter of the United Companies of Kansas d/b/a CenturyLink Filing Tariff Revisions to Grandfather Privacy ID <i>Order Approving Tariff Revisions</i>	15-UTDT-209-TAR	
4	In the Matter of the Informational Filing of Prairie Land Electric Cooperative, Inc. to Provide Notification of Municipal Contracts <i>Order Approving Contract Between Prairie Land and City of Herndon</i>	14-PLCE-335-CON	
5	In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval for 2015 Ad Valorem Tax Surcharge Rider Tariff. <i>Order Granting CURB's Petition to Intervene, Discovery Order, and Protective Order</i>	15-WSEE-227-TAR	

Consent Agenda

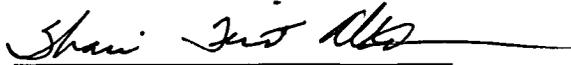
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
6	In the Matter of the Application of Kansas Gas Service, a Division of ONE Gas, Inc., Seeking Commission Approval for 2015 Ad Valorem Tax Surcharge Rider Tariff. Order Granting CURB's Petition to Intervene, Discovery Order, and Protective Order	15-KGSG-225-TAR	
7	In the Matter of the Investigation of Reddi Industries, Inc. of Wichita, 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	15-TRAM-221-PEN	
8	In the Matter of the Investigation of Baxter Bros, Inc. of Glade, 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	15-TRAM-226-PEN	
9	In the Matter of the Investigation of Carroll Cummings, d/b/a Carroll Cummings Trucking of Chanute, 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	15-TRAM-230-PEN	
10	In the Matter of the Investigation of Aaron's Recycling, L.L.C. of Wichita, 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	15-TRAM-231-PEN	
11	In the matter of the failure of Toto Energy, LLC ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Russell #26-1A in Edwards County, Kansas. Order Rescinding Penalty	15-CONS-391-CPEN	
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 35-24S-32W (SW/4), Section 34-24S-32W (SE/4), Section 03-25S-32W (NE/4), Section 02-25S-32W (NW/4) in Finney County, Kansas (ATU 38) Order Granting Application	15-CONS-400-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 30-24S-32W (SE/4), Section 29-24S-32W (SW/4), Section 32-24S-32W (NW/4), Section 31-24S-32W (NE/4) in Finney County, Kansas (ATU 432) Order Granting Application	15-CONS-406-CUNI	

Consent Agenda

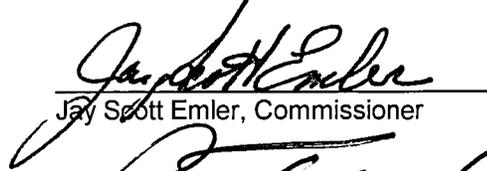
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the Matter of the Application of Linn Operating, Inc. for an Order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit described as Section 35-24S-32W (SE/4), Section 36-24S-32W (SW/4), Section 1-25S-32W (NW/4), Section 2-25S-32W (NE/4) in Finney County, Kansas (ATU 434) Order Granting Application	15-CONS-407-CUNI	
15	In the matter of the failure of Merit Energy Company, LLC ("Operator") to comply with K.A.R. 82-3-407 at the Victory Lansing A Unit #501W in Haskell County, Kansas. Penalty Order - Merit Energy Company, LLC	15-CONS-447-CPEN	
16	In the matter of the failure of Kent A. Deutsch dba Deutsch Oil Company ("Operator") to comply with K.A.R. 82-3-111 at the George Trust #1-28 in Pawnee County, Kansas. Penalty Order - Kent A. Deutsch dba Deutsch Oil Company	15-CONS-448-CPEN	
17	In the matter of the failure of American Warrior, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Selzer #1-8, Selzer #4-8 and Abell #3 wells in Comanche and Clark County, Kansas. Penalty Order - American Warrior, Inc.	15-CONS-449-CPEN	
18	In the matter of the failure of Himex LLC ("Operator") to comply with K.A.R. 82-3-111 at the CK #29-F, EB #1-25 and Amber #1-27 wells in Comanche and Kiowa County, Kansas. Penalty Order - Himex LLC	15-CONS-450-CPEN	
19	In the matter of the failure of Gamma Resources Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Keefer Trust #1-2 in Seward County, Kansas. Penalty Order - Gamma Resources Inc.	15-CONS-451-CPEN	
20	In the matter of the failure of Gene Kruckenberg dba Circle K Enterprises ("Operator") to comply with K.A.R. 82-3-111 at the Neises #1 in Kingman County, Kansas. Penalty Order - Gene Kruckenberg dba Circle K Enterprises	15-CONS-452-CPEN	
21	In the matter of the failure of JMA Energy Company, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Owen #1-31 in Seward County, Kansas. Penalty Order - JMA Energy Company, LLC	15-CONS-453-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:



Thomas A. Day
Acting Executive Director