

Kansas Corporation Commission
Commission Meeting
December 16, 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 16, 2014 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Albrecht and Commissioner Apple, Commissioner Emler was absent.

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 16, 2014 on the 3 page document attached hereto as "Attachment A," which is included by reference herein with the exception of 98-GIMX-348-GIV which was tabled until December 18, 2014. Commissioner Albrecht seconded the Motion. Motion was approved.

2. **Noticed:**

- A. **Docket No. 14-CONS-927-CUIC, In the Matter of the Application of Hawkins Oil, LLC, to authorize the injection of salt water into the Arbuckle Formation at the Scully A Lease, Well No. 3, located in the N/2 N/2 SE SW of Section 21, Township 27 South, Range 4 East, Butler County, Kansas.**

Commissioner Apple moved for approval of order #14-4227 *Order Granting Application in Part*. Commissioner Albrecht seconded the motion. Motion was approved.

- B. **Docket No. 14-BHCG-502-RTS, In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy, for Approval of the Commission to Make Certain Changes in Its Rates for Natural Gas Service.**

Commissioner Apple moved for approval of order #14-4210 *Order Approving Stipulated Settlement Agreement*. Commissioner Albrecht seconded the motion. Motion was approved.

- C. **Docket No. 15-CHNE-175-MIS, In the Matter of the Application of the City of Chanute, Kansas for Approval Under K.S.A. 10-1203 to Issue Revenue Bonds.**

Commissioner Apple moved for approval of order #14-4218 *Order Granting Approval to the City of Chanute Under K.S.A. 10-1203 to Issue Revenue Bonds*. Commissioner Albrecht seconded the motion. Motion was approved.

D. Docket No. 15-WSEE-182-MIS, In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company for Approval of a Revision to Their Project Deserve Program

Commissioner Apple moved for approval of order #14-4230 *Order Granting Application*. Commissioner Albrecht seconded the motion. Motion was approved.

E. 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, Litigation Counsel, Commissioner Apple seconded. Motion was granted.

The Commission moved into Executive Session at 10:15 a.m. and reconvened in public session at 10:35 a.m.

The Commission took no action following this Executive Session.

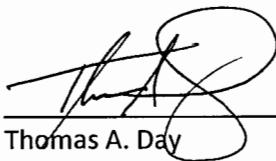
- B. Chair Albrecht motioned to move the Commission into Executive Session for Attorney/Client privileged matters, pursuant to KSA 75-4319 (b)(2) for consultation with an attorney, to obtain legal advice, for a period of 20 minutes. Also called into the Executive Session was Amber Smith, Litigation Counsel, Commissioner Apple seconded. Motion was granted.

The Commission moved into Executive Session at 10:38 a.m. and reconvened in public session at 10:58 a.m.

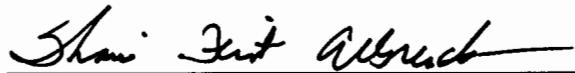
The Commission took no action following this Executive Session.

There being no further matters before the Commission, the Commission adjourned at 10:59 a.m.

Respectfully submitted,



Thomas A. Day
Acting Secretary of the Commission



Shari Feist Albrecht, Chair

ABSENT

Jay Scott Emler, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, December 16, 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 Magellan Pipeline Company, L.P., Filing Tariff Revisions to Replace Tariff K.C.C. No. 30 with Tariff K.C.C. No. 31, Implementing a New Ten-Year Volume Incentive Program and Rate and Canceling the Five-Year Volume Incentive Program For Origins in Kansas to Kansas City (Santa Fe), Kansas. Suspension Order	15-MGPP-229-TAR	
2	In the Matter of the Application of New Horizons Communications Corp. for a Certificate of Convenience and Authority to Provide Switched Local Exchange and Exchange Access Services Within the State of Kansas Order and Certificate	15-NHCC-085-COC	
3	In the Matter of the Cancellation of the Certificate of Convenience and Authority Previously Granted to Teleconnect Long Distance Services and Systems Company. Order Cancelling Certificate	15-TLDC-207-CCS	
4	In the Matter of the Emergency Suspension of Operating Authority of White Buffalo Transport Com, LLC of Topeka, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	15-TRAM-241-OOS	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Emergency Suspension of Operating Authority of LDJ Transportation, Inc. of Pretty Prairie, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	15-TRAM-242-OOS	
6	In the Matter of the Emergency Suspension of Operating Authority of Splashtacular, Inc. of Paola, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	15-TRAM-244-OOS	
7	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 15-25S-38W (SE/4), Section 14-25S-38W (SW/4), Section 23-25S-38W (NW/4), Section 22-25S-38W (NE/4) in Kearny County, Kansas (ATU 316) Order Granting Application	15-CONS-236-CUNI	
8	In the Matter of the Application of Investment Equipment, LLC, to increase the injection rate at the Shepard I#4 well, located in th SE/4 of Section 22, Township 10 South, Range 18 West, Rooks County, Kansas. Order Closing Docket	15-CONS-301-CUIC	
9	In the Matter of the Application of D & Z Exploration, Inc. for a Well Location Exception for the SRF #38 upon the Sugar Ridge Farms Lease located in Section 29, Township 14 South, Range 22 East, Johnson County, Kansas. Order Granting Application	15-CONS-340-CWLE	
10	In the matter of the failure of NPF Energy Corporation to comply with K.A.R. 82-3-603 at the Brainerd #1 well in Butler County, Kansas. Penalty Order - NPF Energy Corporation	15-CONS-455-CPEN	
11	In the matter of the failure of Jayhawk Energy Inc. to comply with K.A.R. 82-3-111 at 71 wells Bourbon and Crawford County, Kansas. Penalty Order - Jayhawk Energy Inc.	15-CONS-458-CPEN	
12	In the matter of the failure of Bow Creek Oil Company, General Partnership ("Operator") to comply with K.A.R. 82-3-400 at the Wilhelm Unit OWWO #3 and Wilhelm Unit #15 wells in Rawlins County, Kansas. Penalty Order - Bow Creek Oil Company, General Partnership	15-CONS-463-CPEN	
13	In the Matter of the Application of The Empire District Electric Company for Approval of its Annual Energy Cost Adjustment ("ACA" Filing Order Granting CURB's Petition to Intervene	15-EPDE-228-ACA	

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

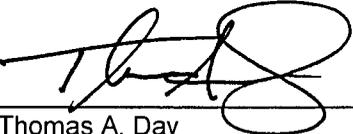
For the Commission :


Shari Feist Albrecht, Chair

ABSENT
Jay Scott Emler, Commissioner


Pat Apple, Commissioner

Attest:


Thomas A. Day
Acting Executive Director