

Kansas Corporation Commission
Commission Meeting
February 10, 2015
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 SW Arrowhead, Topeka, Kansas

MINUTES

The Commission convened the regular scheduled open meeting of the Commission at 10:00 a.m. on February 10, 2015 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead, Topeka, Kansas.

Present: Chair Albrecht by telephone, Commissioner Apple in person, Commissioner Emler was absent.

The following were considered by the Commission:

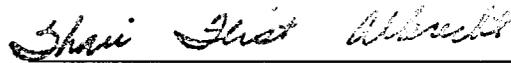
1. **Consent Agenda:** Commissioner Albrecht moved for approval of the Consent Agenda: All other listed matters as presented for February 10, 2015 on the 3 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Motion was approved.

There being no further matters before the Commission, Commissioner Apple moved for adjournment of the Commission meeting, Commissioner Albrecht seconded the Motion, the Motion was granted, the Commission adjourned at 10:01 a.m.

Respectfully submitted,



Neysa Thomas
Acting Secretary



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, February 10, 2015

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 Business 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 Business Meeting agenda for discussion.

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the Matter of An Investigation to Determine the Assessment Rate and the Affordable Local Service Rate for Rate-of-Return Regulated Carriers for the Nineteenth Year of the Kansas Universal Service Fund, Effective March 1, 2015. <i>Order Approving RLEC Tariffs</i>	15-GIMT-073-GIT	
2	In the Matter of the Application of Pioneer Telephone Association, Inc. For Permission to Retain Certain Local Service Revenues <i>Suspension Order: October 1, 2015</i>	15-PNRT-340-MIS	
3	In the Matter of the Petition of Cricket Communications, Inc. for Relinquishment of Eligible Telecommunications Carrier Status <i>Order Cancelling Eligible Telecommunications Carrier Designation</i>	15-CRCZ-296-ETC	
4	In the Matter of the Complaint Against Westar Energy by Elena S. Gann DBA Bassa Prua <i>Order Dismissing Complaint</i>	15-WSEE-177-COM	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application of Suburban Water, Inc., d/b/a Suburban Water Company, for a Certificate of Convenience and Authority for Transmission Rights Only to Transact the Business of a Water Public Utility in the State of Kansas. Order Granting Certificate	15-SUBW-210-COC	✓
6	In the Matter of the Investigation of BMS Transportation Company, Inc. of Platte City, Missouri, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Order Granting Continuance	15-GIMM-212-KHP	
7	In the Matter of the Investigation of S&K Leimkuehler, Inc. of Kansas City, 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-300-PEN	
8	In the Matter of the Investigation of Porfirio A. Terrazas, d/b/a A & A Transport of Garden City, 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-303-PEN	
9	In the Matter of the Investigation of Jamison Trucking Inc of Pamoona, 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-314-PEN	
10	In the Matter of the Investigation of Ground On-Site Storage LLC of Auburn, 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-324-PEN	
11	In the Matter of the Investigation of Roy Construction Company, LLC of Plainville, 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-328-PEN	
12	In the matter of the application of Berexco LLC for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Law C #2 well located in the SE SE NW of Sec. 34, T9S, R23W, Graham County, Kansas. Default Order	15-CONS-461-CEXC	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the matter of the failure of Tailwater, Inc. ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the North Kempnich #52-T in Anderson County, Kansas. <i>Order Rescinding Penalty</i>	15-CONS-599-CPEN	

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

For the Commission :

Shari Feist Albrecht

 Shari Feist Albrecht, Chair

Absent

 Jay Scott Emler, Commissioner

Pat Apple

 Pat Apple, Commissioner

Attest:

Neysa Thomas

 Neysa Thomas
 Acting Secretary