

**Kansas Corporation Commission**  
**Commission Meeting**  
**February 24, 2015**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 SW Arrowhead, Topeka, Kansas

**MINUTES**

The Commission convened the regular scheduled open meeting of the Commission at 10:01 a.m. on February 24, 2015 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead, Topeka, Kansas.

Present: Chair Albrecht, Commissioner Emler and Commissioner Apple.

The following were considered by the Commission:

1. **Consent Agenda:** Except for item No. 13, Docket No. 15-CONS-649-CPEN, Commissioner Emler moved for approval of the Consent Agenda: All other listed matters as presented for February 24, 2015 on the 3 page document attached hereto as "Attachment A," which is included by reference herein were approved with the exception of Docket #15-CONS-649-CPEN which was tabled by Commissioner Apple. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred. Motion was approved.

As to item No. 13, Docket No. 15-CONS-649-CPEN, Commissioner Apple moved to table same. Commissioner Emler seconded. Commissioner Albrecht concurred. Motion was approved.

2. **Other matters:**

- A. Chair Albrecht moved to meet in 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 25 minutes. Also called into the Executive Session was Director of Conservation Division Ryan Hoffman and Assistant General Counsel Brian Fedotin. Commissioner Apple seconded. Commissioner Emler concurred.

The Commission moved into Executive Session at 10:04 a.m. and reconvened in public session at 10:29 a.m.

The Commission took no action following this Executive Session.

Chair Albrecht moved to meet in 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 10 minutes. Also called into the Executive Session was Director of Conservation Division Ryan Hoffman and Assistant General Counsel Brian Fedotin. Commissioner Emler seconded. Commissioner Apple concurred.

The Commission moved back into Executive Session at 10:30 a.m. and reconvened in public session at 10:40 a.m.

The Commission took no action following this Executive Session.

- B. Chair Albrecht moved to meet in Executive Session for personnel matters of non-elected personnel, pursuant to KSA 75-4319(b)(1) to protect the privacy of the individuals involved, for a period of 30 minutes. Also called into the Executive Session was Human Resources Director, Danelle Harsin. Commissioner Apple seconded. Commissioner Emler concurred. Motion was approved.

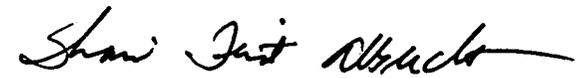
The Commission moved into Executive Session at 10:42 a.m. and reconvened in public session 11:12 a.m.

No action was taken.

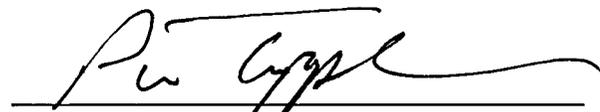
There being no further matters before the Commission, Commissioner Emler moved for adjournment of the Commission meeting, Commissioner Apple seconded the Motion, Commissioner Albrecht concurred. Motion was granted, the Commission adjourned at 11:12 a.m.

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 24, 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 the Audit of Twin Valley Telephone, Inc. by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2013 Supp. 2010(b) for KUSF Operating Year 17, Fiscal Year March 2013-February 2014 <i>Order Adopting Audit Report and Closing Docket</i>	15-TWVT-054-KSF	
2	In the Matter of the Application of Skybeam, LLC for Designation as a Eligible Telecommunications Carrier for Purposes of Receiving Federal Universal Service Support for the Purpose of Participating in the FCC's Rural Broadband Experiment Program <i>Order Granting Eligible Telecommunications Carrier Designation in 267 Kansas Census Blocks (Public Version)</i>	15-SKYT-262-ETC	
3	In the Matter of the Application of Pioneer Telephone Association, Inc. For Permission to Retain Certain Local Service Revenues <i>Order Approving Tariff; Bifurcating Proceeding</i>	15-PNRT-340-MIS	
4	In the Matter of the Application of Merit Energy Company, LLC, for an Order Approving the Unitization and Unit Operation of the Onion Unit in Haskell County, Kansas. <i>Order Nunc Pro Tunc</i>	15-CONS-239-CUNI	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application of SandRidge Exploration and Production, LLC for Permission to Flare Natural Gas from Twelve Wells in Sumner County and Harper County, Kansas, pursuant to K.A.R. 82-3-208. <b>Order Granting Application</b>	15-CONS-300-CFLA	
6	In the Matter of the Application of SandRidge Exploration and Production, LLC for Permission to Flare Natural Gas from the Rich: 3206 #3-30H 1L, 2L & 3L Wells in Harper County, Kansas Pursuant to K.A.R. 82-3-208 & 82-3-314. <b>Order Granting Application</b>	15-CONS-410-CFLA	
7	In the matter of the failure of Heavy Oil Treatment Solutions, LLC ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-13 at the Robbins #10 and Robbins #14 in Leavenworth County, Kansas. <b>Order Partially Rescinding Penalty</b>	15-CONS-591-CPEN	
8	In the matter of the failure of Tug Hill Operating, LLC ("Operator") to comply with K.A.R. 82-3-126 at the Huck Unit #1-15H in Comanche County, Kansas. <b>Penalty Order - Tug Hill Operating, LLC</b>	15-CONS-642-CPEN	
9	In the matter of the failure of R. C. Taylor Operating Company LLC ("Operator") to comply with K.A.R. 82-3-111 at the Adams #2 in Seward County, Kansas. <b>Penalty Order - R. C. Taylor Operating Company LLC</b>	15-CONS-643-CPEN	
10	In the matter of the failure of Max Papay LLC ("Operator") to comply with K.A.R. 82-3-111 at the Sneed #1-14 in Meade County, Kansas. <b>Penalty Order - Max Papay LLC</b>	15-CONS-644-CPEN	
11	In the matter of the failure of Hope Company, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Lynch #1-35A in Stevens County, Kansas. <b>Penalty Order - Hope Company, LLC</b>	15-CONS-645-CPEN	
12	In the matter of the failure of Agricultural Energy Services ("Operator") to comply with K.A.R. 82-3-111 at the Peters #1-15, Carter #3-36 and Mueller D #2-30 wells in Seward County, Kansas. <b>Penalty Order - Agricultural Energy Services</b>	15-CONS-646-CPEN	
13	In the matter of the failure of Future Acquisition Company LLC to comply with K.A.R. 82-3-603 at the Tito Lease Tank Battery in Cowley County, Kansas. <b>Penalty Order - Future Acquisition Company LLC</b>	15-CONS-649-CPEN	✓
14	In the Matter of a General Investigation of NTS Communications, Inc. to Show Cause Why This Commission Should Not Initiate Sanctions and Fines and Cancel, Suspend and Revoke Any Authority the Carrier Currently Holds. <b>Order Dismissing Docket; Penalty Assessment</b>	15-NTSC-317-SHO	
15	In the matter of the failure of Aexco Petroleum, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Thiessen D E #2 in Meade County, Kansas. <b>Penalty Order - Aexco Petroleum, Inc.</b>	15-CONS-652-CPEN	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
16	In the matter of the failure of Fred J. Nuss ("Operator") to comply with K.A.R. 82-3-111 at the Barstow "C" #1 in Pawnee County, Kansas. <i>Penalty Order - Fred J. Nuss</i>	15-CONS-653-CPEN	

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

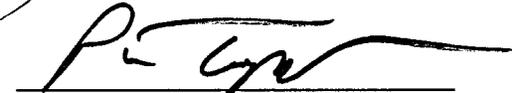
For the Commission :



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:

  
Neysa Thomas  
Acting Secretary