

Kansas Corporation Commission
Commission Meeting
March 3, 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 March 3, 2015 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead, Topeka, Kansas.

Present: Chair Albrecht and Commissioner Apple. Commissioner Emler was absent for items 1., 2., 3. B. and C. below.

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 March 3, 2015 on the 4 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Albrecht seconded the Motion. Motion was approved.

2. **Noticed:**
 - A. **Docket No. 15-CONS-456-CUIC, In the Matter of the Application of Triple T Oil, LLC, to authorize the injection of saltwater into the Squirrel Formation at the Weaver Lease, Well Nos. I-1, I-2, I-3, I-7 and I-8 located in Section 18, Township 16 South, Range 24 East, Miami County, Kansas.**

Commissioner Apple abstained and requested that the Commission pass over order #15-0705, *Order Granting Application, Reconsideration*, Commissioner Albrecht seconded the motion. Motion was approved.

3. **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, in anticipation for litigation, to obtain legal advice for a period of 30 minutes. Also called into the Executive Session was Assistant General Counsel Brian Fedotin and Director of Conservation Division Ryan Hoffman and Litigation Counsel Lane Palmateer. Commissioner Apple seconded. Commissioner Emler appeared by phone.

The Commission moved into Executive Session at 10:09 a.m. and reconvened in public session at 10:41 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 Danelle Harsin, HR Director. Commissioner Apple seconded. Motion was approved.

The Commission moved into Executive Session at 10:43 a.m. and reconvened in public session at 11:13 a.m.

The Commission took no action following this Executive Session.

- C. 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, in anticipation for litigation, to obtain legal advice for a period of 10 minutes. Also called into the Executive Session was Assistant General Counsel Brian Fedotin and Director of Conservation Division Ryan Hoffman. Commissioner Apple seconded.

The Commission moved into Executive Session at 11:15 a.m. and reconvened in public session at 11:25 a.m.

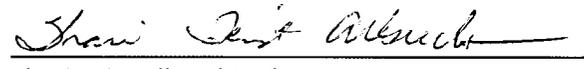
The Commission took no action following this Executive Session.

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 11:27 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, March 3, 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 Application of Westar Energy, Inc. for a Siting Permit for the Construction of a 345 kV Transmission Line in Riley and Pottawatomie Counties, Kansas. <i>Order Designating Prehearing Officer; Protective Order; Discovery Order</i>	15-WSEE-365-MIS	
2	In the Matter of the Application of Westar Energy, Inc. for a Siting Permit for the Construction of a 345 kV Transmission Line in Riley and Pottawatomie Counties, Kansas. <i>Order Setting Procedural Schedule</i>	15-WSEE-365-MIS	
3	In the Matter of the Application of Southern Pioneer Electric Company for Approval of the Demand Response Peak Time Rebate Pilot Program. <i>Order Granting Intervention, Suspension Order, Protective Order and Discovery Order</i>	15-SPEE-357-TAR	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Emergency Suspension of Operating Authority of Rusty's Baits & Lures Trucking, LLC of Anthony, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Reinstating Motor Carrier Operating Authority</i>	14-TRAM-025-OOS	
5	In the Matter of the Emergency Suspension of Operating Authority of Ventures Contracting, Inc. of McPherson, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Reinstating Motor Carrier Operating Authority</i>	15-TRAM-140-OOS	
6	In the Matter of the Emergency Suspension of Operating Authority of Tim Harrod, d/b/a Redy2Party of Lawrence, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	15-TRAM-368-OOS	
7	In the Matter of the Emergency Suspension of Operating Authority of John D. Walker of Oswego, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	15-TRAM-374-OOS	
8	In the Matter of the Emergency Suspension of Operating Authority of Paul Walter, d/b/a Red Barn Liquidators of Osawatomie, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	15-TRAM-375-OOS	
9	In the Matter of the Emergency Suspension of Operating Authority of Jayhawk Trucking, LLC of Leavenworth, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	15-TRAM-376-OOS	
10	In the Matter of the Investigation of PMC, Inc., d/b/a Kansas City Scaffold 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. <i>Penalty Order</i>	15-TRAM-352-PEN	
11	In the Matter of the Investigation of Flint Hills Towing, Inc. of Emporia, 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. <i>Penalty Order</i>	15-TRAM-353-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
12	In the Matter of the Investigation of Osage Trucking, LLC of Osage 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. <i>Penalty Order</i>	15-TRAM-358-PEN	
13	In the Matter of the Application of SandRidge Exploration and Production, LLC for Permission to Flare Natural Gas from the Rooney 2925 #3-24 Well in Ford County, Kansas, pursuant to K.A.R. 82-3-209. <i>Order Granting Application</i>	15-CONS-298-CFLA	
14	In the matter of the Application of ZU LLC for an exception to the 10-Year time limitation of K.A.R. 82-3-111 for its Zenith Unit ZU #42 well located in Section 1, Township 24 South, Range 11 West, Stafford County, Kansas. <i>Order Granting Application</i>	15-CONS-440-CEXC	
15	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 Ford #1 well located in the SE SW of Sec. 9, T29S, R11W, Pratt County, Kansas. <i>Order Granting Application</i>	15-CONS-460-CEXC	
16	In the matter of the application of Norstar Petroleum Inc., for an exception to the 10-year Time Limitation of K.A.R. 82-3-111 for the Girk #2 well located in the SW/4 of the NW/4 of Section 36-T33S-R20W, Comanche Co., Kansas <i>Order Granting Application</i>	15-CONS-651-CEXC	
17	In the matter of the failure of Stephen C. Jones ("Operator") to comply with K.A.R. 82-3-111 at the Truelove #1, Truelove #7-1, Truelove #7-2, Truelove #13-1, Truelove #18-1, Truelove #39 and Truelove #41 wells in Coffey County, Kansas. <i>Penalty Order - Stephen C. Jones</i>	15-CONS-654-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