

Kansas Corporation Commission
Commission Meeting
March 12, 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 12, 2015 in the 1st 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:** Commissioner Emler moved for approval of the Consent Agenda: All other listed matters as presented for March 10, 2015 on the 3 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Commissioner Albrecht concurred. Motion was approved.

2. **Noticed:**

- A. **Docket No. 15-CONS-197-CPEN, In the matter of the failure of Patrick Development Corporation ("Operator") to comply with K.A.R. 82-3-400 at the Hegwald #d-1 (WSW), Hendricks #PDC 11, Hendricks #PDC 10 and Henrichs #PDC 9 wells in Woodson and Allen Counties, Kansas.**

Commissioner Apple moved for approval of order #15-0802 - *Order on Reconsideration*. Commissioner Emler seconded the motion. Commissioner Albrecht concurred. Motion was approved.

- B. **Docket No. 15-SPEE-161-RTS, In the Matter of the Application of Southern Pioneer Electric Company for Approval to Make Certain Changes in Its Charges for Electric Service.**

Commissioner Emler moved for approval of order #15-0801 - *Order Granting Southern Pioneer's Motion to Strike the Testimony of Larry Holloway*. Commissioner Apple seconded the motion. Commissioner Albrecht concurred. Motion was approved.

- C. **Docket No. 15-GIMG-343-GIG, In the Matter of a General Investigation Regarding the Acceleration of Replacement of Natural Gas Pipelines Constructed of Obsolete Materials Considered to be a Safety Risk.**

Commissioner Emler moved for approval of order #15-0589 - *Order Opening General Investigation*. Commissioner Apple seconded the motion. Commissioner Albrecht concurred. 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 15 minutes. Also called into the Executive Session was Litigation Counsel Sam Feather and Andrew French, Director of Utilities Jeff McClanahan and staff Justin Grady and Adam Gatewood. Commissioner Emler seconded. Commissioner Apple concurred. Motion was approved.

The Commission moved into Executive Session at 10:16 a.m. and reconvened in public session at 10:31 a.m.

The Commission took no action following this Executive Session.

- B. 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 40 minutes. Also called into the Executive Session was Assistant General Counsel Brian Fedotin, Litigation Counsel Lane Palmateer and Director of Conservation Ryan Hoffman. Mr. Hoffman and Lane appeared by phone. Commissioner Emler seconded. Commissioner Apple concurred. Motion was approved.

The Commission moved into Executive Session at 10:33 a.m. and reconvened in public session at 11:13 a.m.

The Commission took no action following this Executive Session.

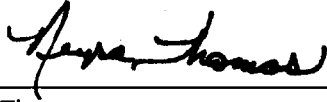
- C. Chair Albrecht moved to meet in Executive Session for Attorney/Client privileged matters, pursuant to KSA 75-4319(b)(2), for consultation with an attorney, in anticipation for litigation, to obtain legal advice for a period of 15 minutes. Also called into the Executive Session was Assistant General Counsel Brian Fedotin, Litigation Counsel Lane Palmateer and Director of Conservation Ryan Hoffman. Mr. Hoffman and Lane appeared by phone. Commissioner Emler seconded. Commissioner Apple concurred. Motion was approved.

The Commission moved into Executive Session at 11:14 a.m. and reconvened in public session at 11:29 a.m.

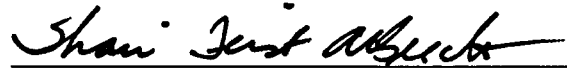
The Commission took no action following this Executive Session.

- D. **There being no further matters before the Commission, Commissioner Apple moved for adjournment of the Commission meeting, Commissioner Emler seconded the Motion, Commissioner Albrecht concurred. The Motion was granted, the Commission adjourned at 11:30 a.m.**

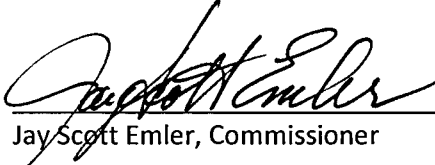
Respectfully submitted,



Neysa Thomas
Acting Secretary



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, March 12, 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 Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 With Broadview Networks, Inc. Order Approving Amended Interconnection Agreement	11-SWBT-413-IAT	
2	In the Matter of the Audit of Big River Telephone Company, LLC 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 Order Accepting Compliance Report and Closing Docket	15-BGRT-049-KSF	
3	In the Matter of a General Investigation of Net One International, Inc. to Show Cause Why This Commission Should Not Initiate Sanctions and Fines and Cancel, Suspend and Revoke Any Authority the Carrier Currently Holds. Order Dismissing Docket; Penalty Assessment	15-NOIC-316-SHO	
4	In the Matter of the Application for Approval of an Interconnection Agreement by and Between United Telephone Company of Eastern Kansas dba CenturyLink and Teleport Communications America, LLC Pursuant to The Telecommunications Act of 1996 Order Approving Interconnection Agreement	15-UTET-332-IAT	

Consent Agenda

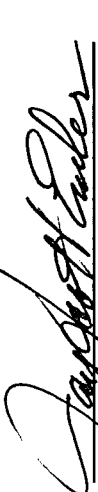
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application for Approval of an Interconnection Agreement by and Between Embarq Missouri, Inc. dba CenturyLink and Teleport Communications America, LLC Pursuant to The Telecommunications Act of 1996 <i>Order Approving Interconnection Agreement</i>	15-USET-333-IAT	
6	In the Matter of the Application for Approval of an Interconnection Agreement by and Between United Telephone Company of Kansas dba CenturyLink and Teleport Communications America, LLC Pursuant to The Telecommunications Act of 1996 <i>Order Approving Interconnection Agreement</i>	15-UTDT-334-IAT	
7	In the Matter of the Complaint Against CenturyLink by Karine Tyrrell <i>Order Dismissing Formal Complaint with Leave to Amend</i>	15-QWCT-388-COM	
8	In the Matter of the Emergency Suspension of Operating Authority of Specialty 7 Transport, Inc. of Kiowa, 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-321-OOS	
9	In the Matter of the Emergency Suspension of Operating Authority of Chris Buettell, d/b/a CLC Services of Overland Park, 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-386-OOS	
10	In the Matter of the Emergency Suspension of Operating Authority of Tim and Anita Hamm, d/b/a Hamm Ranch of Minneapolis, 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-387-OOS	

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

For the Commission :



Shari Feist Albrecht, Chair

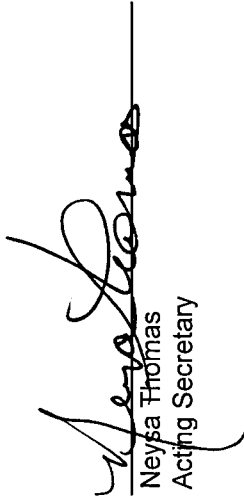


Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:



Neysa Thomas
Acting Secretary