

**Kansas Corporation Commission**  
**Commission Meeting**  
**July 23, 2015**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 SW Arrowhead, Topeka, Kansas

**MINUTES**

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on July 23, 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:** Commissioner Emler moved for approval of the Consent Agenda: All other listed matters as presented for July 23, 2015 on the 8 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-WSEE-115-RTS, *In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company to Make Certain Changes in Their Charges for Electric Service Docket No.***

Commissioner Emler moved for approval of order #15-2465 - *Order on Interventions, Petition for Leave to Issue Discovery, Motion to Accept Pre-Filed Testimony Out of Time and Modifying Procedural Schedule.* Commissioner Apple seconded. Commissioner Albrecht concurred. Motion was approved.

3. **Other matters:**

- A. 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. Commissioner Emler seconded. Commissioner Apple concurred. Motion was approved.

The Commission moved into Executive Session at 10:17 a.m. and reconvened in public session at 10:47 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 10 minutes. Commissioner Emler seconded. Commissioner Apple concurred. Motion was approved.

The Commission moved into Executive Session at 10:48 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, Commissioner Emler moved for adjournment of the Commission meeting, Commissioner Apple seconded the Motion, Commissioner Albrecht concurred. The Motion was granted, the Commission adjourned the July 23, 2015 Commission Meeting at 10:59 a.m.**

Respectfully submitted,



Amy L. Gilbert  
Secretary



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Thursday, July 23, 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 failure of Gary R. Massey ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Gary R. Massey</i>	16-CONS-052-CPEN	
2	In the matter of the failure of McCann Drilling, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - McCann Drilling, Inc.</i>	16-CONS-053-CPEN	
3	In the matter of the failure of Larry McClelland ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Larry McClelland</i>	16-CONS-054-CPEN	
4	In the matter of the failure of Martin McCorgary ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Martin McCorgary</i>	16-CONS-055-CPEN	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of the failure of Jack W. McFadden ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Jack W. McFadden</i></b>	16-CONS-056-CPEN	
6	In the matter of the failure of Chris Melander ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Chris Melander</i></b>	16-CONS-057-CPEN	
7	In the matter of the failure of MEM Partnership LP, a General Partnership ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - MEM Partnership LP, a General Partnership</i></b>	16-CONS-058-CPEN	
8	In the matter of the failure of Merit Energy Company, LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Merit Energy Company, LLC</i></b>	16-CONS-059-CPEN	
9	In the matter of the failure of Mid-Continent Energy Corp. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Mid-Continent Energy Corp.</i></b>	16-CONS-060-CPEN	
10	In the matter of the failure of Mike Kelso Oil, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Mike Kelso Oil, Inc.</i></b>	16-CONS-061-CPEN	
11	In the matter of the failure of Dan Millar ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Dan Millar</i></b>	16-CONS-062-CPEN	
12	In the matter of the failure of Tom Mueller ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Tom Mueller</i></b>	16-CONS-063-CPEN	
13	In the matter of the failure of Murfin Drilling Co., Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Murfin Drilling Co., Inc.</i></b>	16-CONS-064-CPEN	
14	In the matter of the failure of Nordmeyer Oil, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b><i>Penalty Order - Nordmeyer Oil, Inc.</i></b>	16-CONS-065-CPEN	

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15	In the matter of the failure of Norstar Petroleum, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Norstar Petroleum, Inc.</b>	16-CONS-066-CPEN	
16	In the matter of the failure of Novy Oil & Gas, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Novy Oil &amp; Gas, Inc.</b>	16-CONS-067-CPEN	
17	In the matter of the failure of Oil Producers, Inc. of Kansas ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Oil Producers, Inc. of Kansas</b>	16-CONS-068-CPEN	
18	In the matter of the failure of Thomas Wade Patteson ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Thomas Wade Patteson</b>	16-CONS-069-CPEN	
19	In the matter of the failure of Perkins Oil Enterprises, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Perkins Oil Enterprises, Inc.</b>	16-CONS-070-CPEN	
20	In the matter of the failure of Lee E. Phillips ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Lee E. Phillips</b>	16-CONS-071-CPEN	
21	In the matter of the failure of Piqua Petro, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Piqua Petro, Inc.</b>	16-CONS-072-CPEN	
22	In the matter of the failure of John Douglas Pitman Revocable Trust ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - John Douglas Pitman Revocable Trust</b>	16-CONS-073-CPEN	
23	In the matter of the failure of Resource Management, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Resource Management, Inc.</b>	16-CONS-074-CPEN	
24	In the matter of the failure of RJM Company ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - RJM Company</b>	16-CONS-075-CPEN	

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25	In the matter of the failure of Randy Roberts ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Randy Roberts</b>	16-CONS-076-CPEN	
26	In the matter of the failure of Running Foxes Petroleum Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Running Foxes Petroleum Inc.</b>	16-CONS-077-CPEN	
27	In the matter of the failure of Sam W. Mays Jr. LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Sam W. Mays Jr. LLC</b>	16-CONS-078-CPEN	
28	In the matter of the failure of Sauder Oil Co., LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Sauder Oil Co., LLC</b>	16-CONS-079-CPEN	
29	In the matter of the failure of Schankie & Sons, LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Schankie &amp; Sons, LLC</b>	16-CONS-080-CPEN	
30	In the matter of the failure of Archie E. Specht ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Archie E. Specht</b>	16-CONS-081-CPEN	
31	In the matter of the failure of Taos Resources Operating Company LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Taos Resources Operating Company LLC</b>	16-CONS-082-CPEN	
32	In the matter of the failure of TEG MidContinent, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - TEG MidContinent, Inc.</b>	16-CONS-083-CPEN	
33	In the matter of the failure of Teichgraeber Oil, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - Teichgraeber Oil, Inc.</b>	16-CONS-084-CPEN	
34	In the matter of the failure of The Raven Company LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <b>Penalty Order - The Raven Company LLC</b>	16-CONS-085-CPEN	

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ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
35	In the matter of the failure of Toil Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Toil Inc.</i>	16-CONS-086-CPEN	
36	In the matter of the failure of Tontol, LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Tontol, LLC</i>	16-CONS-087-CPEN	
37	In the matter of the failure of Town Oil Company Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Town Oil Company Inc.</i>	16-CONS-088-CPEN	
38	In the matter of the failure of Trek AEC, LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Trek AEC, LLC</i>	16-CONS-089-CPEN	
39	In the matter of the failure of Triple LLC ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Triple LLC</i>	16-CONS-090-CPEN	
40	In the matter of the failure of Unit Petroleum Company ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Unit Petroleum Company</i>	16-CONS-091-CPEN	
41	In the matter of the failure of Veenker Resources, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Veenker Resources, Inc.</i>	16-CONS-092-CPEN	
42	In the matter of the failure of Viking Resources, Inc ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Viking Resources, Inc</i>	16-CONS-093-CPEN	
43	In the matter of the failure of Rodger D. Wells ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Rodger D. Wells</i>	16-CONS-094-CPEN	
44	In the matter of the failure of Westgate Oil Company, Inc. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Westgate Oil Company, Inc.</i>	16-CONS-095-CPEN	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
45	In the matter of the failure of Williams Oil Company ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Williams Oil Company</i>	16-CONS-096-CPEN	
46	In the matter of the failure of Richard A. Wilson ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Richard A. Wilson</i>	16-CONS-097-CPEN	
47	In the matter of the failure of Wynn-Crosby Operating, Ltd. ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Wynn-Crosby Operating, Ltd.</i>	16-CONS-098-CPEN	
48	In the matter of the failure of Zenith Drilling Corporation ("Operator") to comply with K.A.R. 82-3-400 injection authority and/or K.A.R. 82-3-409 reporting requirements regarding injection that took place during the 2014 calendar year. <i>Penalty Order - Zenith Drilling Corporation</i>	16-CONS-099-CPEN	
49	In the matter of the failure of Brickley Enterprises, LLC ("Operator") to comply with K.A.R. 82-3-407 at the Sluss #2-C in Butler County, Kansas. <i>Order Designating Prehearing Officer and Setting Prehearing Conference</i>	15-CONS-936-CPEN	
50	In the matter of the failure of O'Brien Resources, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Goossen Trust 11 #1 in Thomas County, Kansas. <i>Penalty Order - O'Brien Resources, LLC</i>	16-CONS-104-CPEN	
51	In the matter of the failure of Quest Energy LLC ("Operator") to comply with K.A.R. 82-3-111 at the Leiker #1 in Ellis County, Kansas. <i>Penalty Order - Quest Energy LLC</i>	16-CONS-105-CPEN	
52	In the matter of the failure of Bengston Oil, LLC ("Operator") to comply with K.A.R. 82-3-126 at the Parker Tank Battery in Rice County, Kansas. <i>Penalty Order - Bengston Oil, LLC</i>	16-CONS-108-CPEN	
53	In the matter of the failure of Black Tea Oil, LLC ("Operator") to comply with K.A.R. 82-3-103 at the Fairleigh #SWD in Logan County, Kansas. <i>Penalty Order - Black Tea Oil, LLC</i>	16-CONS-109-CPEN	
54	In the matter of the failure of Casebeer, Inc. to comply with K.A.R. 82-3-603 at the Sand Lease Tank Battery in McPherson County, Kansas. <i>Penalty Order - Casebeer, Inc.</i>	16-CONS-110-CPEN	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
55	In the matter of the failure of ASG Holdings LLC ("Operator") to comply with K.A.R. 82-3-407 at the Newby #B 4 in Montgomery County, Kansas. <i>Penalty Order - ASG Holdings LLC</i>	16-CONS-111-CPEN	
56	In the matter of the failure of Scott Banks dba Banks Resources ("Operator") to comply with K.A.R. 82-3-117 at the Gelt #1-28 well in Wallace County, Kansas. <i>Penalty Order - Scott Banks dba Banks Resources</i>	16-CONS-112-CPEN	
57	In the matter of the failure of Redtail Investments LLC ("Operator") to comply with K.A.R. 82-3-117 at the NMU Maddix #A-5 well in Cowley County, Kansas. <i>Penalty Order - Redtail Investments LLC</i>	16-CONS-113-CPEN	
58	In the matter of the failure of J. R. Burris ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Baker #1 in Allen County, Kansas. <i>Penalty Order - J. R. Burris</i>	16-CONS-114-CPEN	
59	In the matter of the failure of American Oil LLC ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Nutsch #2-15 in Rooks County, Kansas. <i>Penalty Order - American Oil LLC</i>	16-CONS-115-CPEN	
60	In the Matter of the Investigation of Mario's Contractor Corp. 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. <i>Penalty Order</i>	16-TRAM-013-PEN	
61	In the Matter of Westar Energy, Inc. and Kansas Gas and Electric Company Seeking Commission Approval for Tariff Revisions to the 2015 Energy Efficiency Rider. <i>Suspension Order</i>	16-WSEE-021-TAR	

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

For the Commission :

Shari Feist Albrecht

Shari Feist Albrecht, Chair

Jay Scott Emler

Jay Scott Emler, Commissioner

Pat Apple

Pat Apple, Commissioner

Attest:

Amy L Gilbert

Amy L Gilbert  
Secretary