

Kansas Corporation Commission
Business Meeting
August 20, 2015
10:00 a.m. First Floor Hearing Room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

The Commission convened the regular scheduled business meeting of the Commission at 10:00 a.m. on August 20, 2015 in the First Floor Hearing Room of the Kansas Corporation Commission, 1500 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 August 20, 2015 on the 6 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-173-CMSC:** *In the matter of an agreed compliance schedule for Joe Brake to plug the wells on the Korte Lease in Butler County, Kansas.*

Commissioner Apple moved for approval of order #15-2777 - *Order Approving Settlement Agreement*. Commissioner Emler seconded the motion. Commissioner Albrecht concurred. Motion was approved.

- B. **Docket No. 15-CONS-371-CPEN:** *In the matter of the failure of Steve A. Becker dba A & A Well Service ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the D J Daniels #1-14, Nelson #2-14, Nelson #3-14, Williams #1-14 and Williams #2-14 in Allen County, Kansas.*

Commissioner Emler moved for approval of order #15-2773 - *Order on Reconsideration*. Commissioner Apple seconded the motion. Commissioner Albrecht concurred. Motion was approved.

3. **Discussion/Presentation Item(s):**

- A. **Deliberation on 15-KCPE-116-RTS**

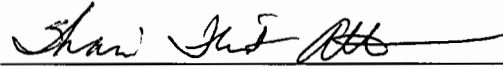
Following the noticed items the Commission continued deliberations regarding Docket 15-KCPE-116-RTS and ended said deliberation at 10:21 a.m.

There being no further matters before the Commission, Commissioner Albrecht adjourned the Business Meeting at 10:21 a.m.

Respectfully submitted,



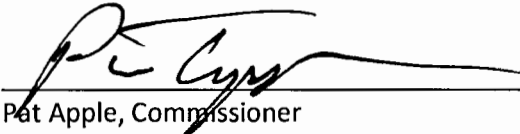
Amy L. Gilbert
Secretary to the Commission



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, August 20, 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 Wide Voice, LLC. <i>Order Approving Interconnection Agreement</i>	15-SWBT-605-IAT	
2	In the Matter of an Investigation to Determine the Assessment Rate for the Twentieth Year of the Kansas Universal Service Fund Effective March 1, 2016. <i>Order Opening Docket; Protective Order Applicable to CURB; Requiring Entries of Appearance to Actively Participate and Establishing Procedural Schedule</i>	16-GIMT-067-GIT	
3	In the Matter of the Investigation of Kansas Gas Service, A Division of ONE Gas, Inc., of Overland Park, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-5), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). <i>Penalty Order</i>	16-DPAX-057-PEN	

ATTACHMENT A

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Investigation of Atmos Energy Corporation of Olathe, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-5), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). Penalty Order	16-DPAX-058-PEN	
5	In the Matter of the Investigation of Consolidated Communications, Inc. of Lenexa, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-5), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). Penalty Order	16-DPAX-059-PEN	
6	In the Matter of the Investigation of Kansas City Power & Light Company of Kansas City, Missouri, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-5), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). Penalty Order	16-DPAX-069-PEN	
7	In the Matter of the Investigation of Kansas Gas Service, A Division of ONE Gas of Overland Park, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-5) and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). Penalty Order	16-DPAX-070-PEN	
8	In the Matter of the Emergency Suspension of Operating Authority of KC Flooring Solutions, LLC of Stilwell, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-073-OOS	
9	In the Matter of the Emergency Suspension of Operating Authority of Rocktops Granite and Stone Fabrication, LLC of Olathe, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-074-OOS	
10	In the Matter of the Emergency Suspension of Operating Authority of Silvestre Lara, d/b/a El Padrino Soccer of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-075-OOS	
11	In the Matter of the Emergency Suspension of Operating Authority of Larry W. Lee, d/b/a Lee Farms of Leavenworth, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-076-OOS	
12	In the Matter of the Emergency Suspension of Operating Authority of Barry Broxterman, d/b/a Midwest Metal Supply of Centralia, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-077-OOS	

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ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Emergency Suspension of Operating Authority of Jose Hernandez Garcia, d/b/a Jose Hernandez Construction Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-078-OOS	
14	In the Matter of the Emergency Suspension of Operating Authority of Jacob Jolly, d/b/a Cuttin' It Close Lawn Service of Overbrook Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-080-OOS	
15	In the Matter of the Emergency Suspension of Operating Authority of MVP Roofing, LLP of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Emergency Suspension of Operating Authority Order	16-TRAM-081-OOS	
16	In the Matter of the Investigation of Pyramid Roofing Company of Kansas City, Inc., d/b/a Pyramid Roofing Company, Inc. of Grandview, 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 Staff's Motion to Dismiss	16-GIMM-011-KHP	
17	In the Matter of the Application of Beren Corporation for a second exception to the 10-year time limitation of K.A.R. 82-3-111 for it NRSU #4 well located in SE NE NE of Sec 25, Township 27 South, Range 13 West, Pratt County, Kansas Order Granting Application	16-CONS-101-CEXC	
18	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 Tom Seller #8 well located in the S/2 N/2 SE of Sec 17, T15S, R13W Russell County, Kansas. Order Granting Application	16-CONS-107-CEXC	
19	In the Matter of the Application of Anadarko E&P Onshore LLC for the Assignment of an Allowable to its Jayhawk 1-1 well as an increased density well, located in the SW/4 of Section 1, Township 35 South, Range 38 West, Stevens County, Kansas Order Granting Application	15-CONS-956-CIDW	
20	In the Matter of the Application of Anadarko E&P Onshore LLC for the Assignment of an Allowable to its Anderson 'C' 1 well as an increased density well, located in the SE/4 of Section 33, Township 32 South, Range 39 West, Morton County, Kansas Order Granting Application	16-CONS-103-CIDW	
21	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 9-25S-37W (SE/4), Section 10-25S-37W (SW/4), Section 15-25S-37W (NW/4), Section 16-25S-37W (NE/4) in Kearny County, Kansas (ATU 31) Order Granting Application	16-CONS-120-CUNI	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
22	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 28-25S-37W (SE/4), Section 27-25S-37W (SW/4), Section 34-25S-37W (NW/4), Section 33-25S-37W (NE/4) in Kearny County, Kansas (ATU 193) Order Granting Application	16-CONS-121-CUNI	
23	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 5-30S-38W (SE/4), Section 4-30S-38W (SW/4), Section 9-30S-38W (NW/4), Section 8-30S-38W (NE/4) in Grant County, Kansas (ATU 217) Order Granting Application	16-CONS-122-CUNI	
24	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 30-26S-38W (SE/4), Section 29-26S-38W (SW/4), Section 32-26S-38W (NW/4), Section 31-26S-38W (NE/4) in Kearny County, Kansas (ATU 286) Order Granting Application	16-CONS-123-CUNI	
25	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 17-26S-38W (SE/4), Section 16-26S-38W (SW/4), Section 21-26S-38W (NW/4), Section 20-26S-38W (NE/4) in Kearny County, Kansas (ATU 403) Order Granting Application	16-CONS-124-CUNI	
26	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 20-23S-33W-SE/4, Section 21-23S-33W-SW/4, Section 28-23S-33W-NW/4, Section 29-23S-33W-NE/4 in Finney County, Kansas (ATU 420) Order Granting Application	16-CONS-125-CUNI	
27	In the Matter of the Application of Linn Operating, Inc. for an order providing for the Unitization and Unit Operation of a part of the Hugoton and Panoma Council Grove Gas Fields in the alternate tract unit described as Section 30-23S-33W (SE/4), Section 29-23S-33W (SW/4), Section 32-23S-33W (NW/4), Section 31-23S-33W (NE/4) in Finney County, Kansas (ATU 423) Order Granting Application	16-CONS-126-CUNI	
28	In the Matter of the Application of LINN Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 03-31S-39W - SE/4, Section 02-31S-39W - SW/4, Section 11-31S-39W - NW/4, Section 10-31S-39W - NE/4, Stevens County, Kansas (ATU 169P) Order Granting Application	16-CONS-128-CUNI	
29	In the Matter of the Application of LINN Operating, Inc. for an Order Providing for the Unitization and Unit Operation of a Part of the Hugoton and Panoma Council Grove Gas Fields in the Alternate Tract Unit Described as Section 10-31S-39W - SE/4, Section 11-31S-39W - SW/4, Section 14-31S-39W - NW/4, Section 15-31S-39W - NE/4, Stevens County, Kansas (ATU 177P) Order Granting Application	16-CONS-129-CUNI	

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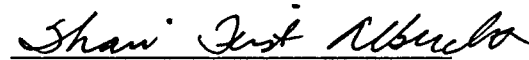
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
30	In the Matter of the Application of Aquila, Inc., d/b/a Aquila Network- KGO, for Approval of an Accounting Order to Permit Aquila, Inc., d/b/a Aquila Network-KGO to Recover Amounts Necessary to Expend in Order to Establish and Maintain a Gas Ceiling Price for the 2005-2006 Heating Season. Order Granting Motion Requesting Partial Discontinuation of Customer Monthly Gas Hedge Charge	05-AQLG-616-HED	
31	In the matter of the failure of Torchlight Energy Operating, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Hoffman #1-25 McPherson County, Kansas. Order Approving Settlement Agreement	15-CONS-638-CPEN	
32	In the matter of the failure of Ward Craig dba Craig Oil Company ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-131 the Nuss #1 in Barton County, Kansas. Order Approving Settlement Agreement	15-CONS-945-CPEN	
33	In the matter of the failure of Chesapeake Operating, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Runnymede Unit B #1-23 and Trophy Farms 32-34-16 #1H wells in Kiowa and Comanche County, Kansas. Order Designating Prehearing Officer and Setting Prehearing Conference	15-CONS-972-CPEN	
34	In the matter of the failure of Kansas Petroleum Resources, LLC ("Operator") to comply with K.A.R. 82-3-117 at the Stremel #1 ar Stremel #1-A wells in Rush County, Kansas. Order Dismissing Appeal	15-CONS-953-CPEN	
35	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. Order Designating Prehearing Officer and Setting Prehearing Conference	16-CONS-056-CPEN	
36	In the matter of the failure of Flintstone Energy, LLC ("Operator") to comply with K.A.R. 82-3-407 at the Green A #7 in Greenwood County, Kansas. Penalty Order - Flintstone Energy, LLC	16-CONS-158-CPEN	
37	In the matter of the failure of Dawson-Markwell Exploration Co. ("Operator") to comply with K.A.R. 82-3-111 at the Wayne #1 in Cowley County, Kansas. Penalty Order - Dawson-Markwell Exploration Co.	16-CONS-379-CPEN	
38	In the matter of the failure of Horseshoe Operating, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Doyle #1 in Hamilton County, Kansas. Penalty Order - Horseshoe Operating, Inc.	16-CONS-380-CPEN	
39	In the Matter of the Application of Craw-Kan Telephone Cooperative, Inc. Filing for Kansas Video Service Authorization. Order Granting Video Service Authorization	14-CRKT-080-VSA	
40	In the Matter of the Cancellation of All Operating Certificates of Convenience and Authority Previously Granted to Inetworks Group Inc. Order Cancelling Certificates	15-INGT-608-CCS	

Consent Agenda

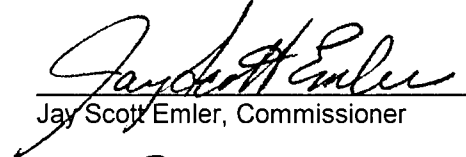
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
41	In the Matter of the Application of Kansas Electric Power Cooperative, Inc. (KEPCo) for Approval of Changes in the Accrual and Funding of Wolf Creek Generating Station Decommissioning Costs <i>Order on Application</i>	15-KEPE-520-MIS	

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

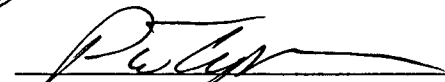
For the Commission :



Shari Feist Albrecht, Chair



Jay Scott Emler, Commissioner



Pat Apple, Commissioner

Attest:



Amy L Gilbert
Secretary