

Kansas Corporation Commission
Commission Meeting
February 2, 2016
10:00 a.m. 1st 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 January 26, 2016 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead, Topeka, Kansas.

Present: Chairman Emler, Commissioner Albrecht and Commissioner Apple. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Albrecht moved for approval of the Consent Agenda: All other listed matters as presented for February 2, 2016 on the 5 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Motion was approved.

2. **Noticed :**

- A. **Docket No. 16-CONS-505-CUNI, In the Matter of the Application of Herman L. Loeb LLC for an Order Authorizing the Unitization and Unit Operation of the Nichols-Dennis Unit in Kiowa County, Kansas.**

Commissioner Apple moved for approval of order #16-0355 - *Order on Motion to Issue Proposed Order*. Commissioner Albrecht seconded. Motion was approved.

- B. **Docket No. 16-KCPE-160-MIS, In the Matter of Kansas City Power & Light's Application to Deploy and Operate its Proposed Clean Charge Network**

Commissioner Albrecht moved for approval of order #16-0350 - *Order Opening Docket*. Commissioner Apple seconded. Motion was approved.

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 approved, the Commission adjourned the February 2, 2016 Commission Meeting at 10:07 a.m.

Respectfully submitted,



Amy L. Green
Secretary



Jay Scott Emler, Chairman



Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, February 2, 2016

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 Arbitration Between Level 3 Communications, LLC and SBC Communications, Inc. Pursuant to Section 252(b) of the Communications Act of 19934, as Amended by the Telecommunications Act of 1996, for Rates, Terms, and Conditions of Interconnection. <i>Order Approving Interconnection Agreement Modifications</i>	04-L3CT-1046-ARB	
2	In the Matter of the Audit of Wamego Telecommunications Company, Inc. by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2014 Supp. 66-2010(b) for KUSF Operating Year 18, Fiscal Year March 2014-February 2015. <i>Order Adopting GVNW Consulting, Inc.'s Audit Report and Recommendations</i>	16-WTCT-037-KSF	
3	In the Matter of a General Investigation Regarding the U.S. Environmental Protection Agency's Final Rule on Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units. <i>Order Granting Southwest Power Pool, Inc.'s Petition to Intervene</i>	16-GIME-242-GIE	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of a General Investigation Regarding the U.S. Environmental Protection Agency's Final Rule on Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units. <i>Order Granting Petition to Intervene of Westar Energy, Inc. and Kansas Gas and Electric Co.</i>	16-GIME-242-GIE	
5	In the Matter of a General Investigation to Examine the Effect of Kansas Senate Bill No. 91 Regarding Renewable Energy Standards. <i>Order Granting KCP&Ls Petition to Intervene</i>	16-GIME-258-GIE	
6	In the Matter of a General Investigation to Examine the Effect of Kansas Senate Bill No. 91 Regarding Renewable Energy Standards. <i>Order Granting Westar Energy, Inc. and Kansas Gas and Electric Company's Petition to Intervene</i>	16-GIME-258-GIE	
7	In the Matter of the Investigation of Ooh La La, LLC, d/b/a 4 Smokin Blondes of Overland Park, 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>Order Suspending Intrastate Motor Carrier Operations</i>	16-TRAM-180-PEN	
8	In the Matter of the Investigation of Nathan Kamm, d/b/a Kamm Custom Cutting of Abilene, 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-350-PEN	
9	In the Matter of the Investigation of Thorne's Tree Service, Inc. of Tonganoxie, 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-351-PEN	
10	In the Matter of the Emergency Suspension of Operating Authority of Todd W. Weekes, d/b/a Elite Tow of Wellsville, 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>	16-TRAM-309-OOS	
11	In the Matter of the Emergency Suspension of Operating Authority of Daryl R. Grubbs, d/b/a D & K Trucking of Lakin, 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>	16-TRAM-347-OOS	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
12	In the Matter of the Emergency Suspension of Operating Authority of Turn Key Contracting, LLC of Lenexa, 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-348-OOS	
13	In the Matter of the Emergency Suspension of Operating Authority of Jacinto Casas Lozano, d/b/a Jacinto's Trucking of Syracuse, 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-349-OOS	
14	In the Matter of the Emergency Suspension of Operating Authority of R-Design Homes, Inc. of Paola, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Order Reinstating Motor Carrier Operating Authority	15-TRAM-480-OOS	
15	In the Matter of the Emergency Suspension of Operating Authority of Todd M. Kidwell of Chanute, 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-352-OOS	
16	In the matter of an Order to Show Cause issued to J.C.B. Resources, Inc. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Order	16-CONS-188-CSHO	
17	In the matter of the failure of Belpport Oil, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the Ohnmacht #4 well in Ellis County, Kansas. Penalty Order - Belpport Oil, Inc.	16-CONS-690-CPEN	
18	In the matter of the failure of PetroSantander (USA) Inc. ("Operator") to comply with K.A.R. 82-3-608 at the Nelson #2-4 well in Finney County, Kansas. Penalty Order - PetroSantander (USA) Inc.	16-CONS-691-CPEN	
19	In the matter of the failure of Tailwater, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the South Kempnich #13-T well in Anderson County, Kansas. Penalty Order - Tailwater, Inc.	16-CONS-692-CPEN	
20	In the matter of the failure of Wood Energy, Inc. ("Operator") to comply with K.A.R. 82-3-608 at the Miller-James #31-1 well in Scott County, Kansas. Penalty Order - Wood Energy, Inc.	16-CONS-693-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
21	In the matter of the failure of Three Rivers Exploration, LLC ("Operator") to comply with K.A.R. 82-3-602 at the Waddell #3A well in Greenwood County, Kansas. <i>Penalty Order - Three Rivers Exploration, LLC</i>	16-CONS-695-CPEN	
22	In the matter of the failure of Blake Exploration, LLC ("Operator") to comply with K.A.R. 82-3-602 at the D. Scheets #1 and Kroneberger #1 wells in Logan County, Kansas. <i>Penalty Order - Blake Exploration, LLC</i>	16-CONS-696-CPEN	
23	In the matter of the failure of Red Cloud Exploration Operating LLC ("Operator") to comply with K.A.R. 82-3-602 at the Reno #5-09 well in Woodson County, Kansas. <i>Penalty Order - Red Cloud Exploration Operating LLC</i>	16-CONS-697-CPEN	

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

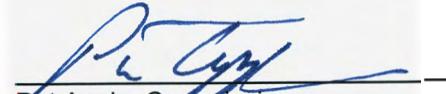
For the Commission :



Jay Scott Emler, Chairman



Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner

Attest:



Amy L. Green
Secretary to the Commission