

Kansas Corporation Commission
Commission Meeting
March 1, 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 March 1, 2016 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead, Topeka, Kansas.

Present: Chair 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 March 1, 2016 on the 4 page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the Motion. Motion was approved.

2. **Other Matters:**
 - A. Chair Emler 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 of litigation, to obtain legal advice for a period of 20 minutes. Also called into the Executive Session was Deputy General Counsel, Sam Feather, Director of Utilities, Jeff McClanahan and Staff, Justin Grady. Commissioner Albrecht seconded. Motion was approved.

The Commission moved into Executive Session at 10:02 a.m. and reconvened in public session at 10:22 a.m.

The Commission took the following action following the Executive Session:

1. Commissioner Albrecht moved to file an appeal of FERC's Order on Rehearing and Compliance, dated January 8, 2016 in FERC docket No. ER15-958. Commissioner Apple seconded. Motion was approved.

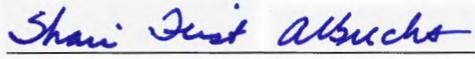
2. Commissioner Albrecht moved to file a Petition for Intervention and Protect in FERC docket RP16-626. Commissioner Apple seconded. Motion was approved.

There being no further matters before the Commission, Commissioner Albrecht moved for adjournment of the Commission meeting, Commissioner Apple seconded the Motion. The Motion was approved, the Commission adjourned the March 1, 2016 Commission Meeting at 10:23 a.m.

Respectfully submitted,



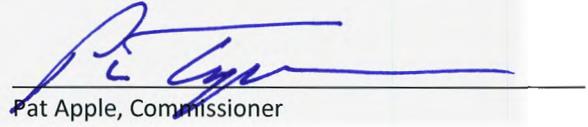
Amy L. Green
Secretary



Shari Feist Albrecht, Commissioner



Jay Scott Emler, Chairman



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, March 1, 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 the Application of SWKI-Spikes North, Inc. A Kansas Not For Profit Corporation, For a Certificate of Convenience and Necessity with Respect to Certain Portions of Stevens County, Kansas, To Provide Natural Gas Service as a Nonprofit Public Utility. <i>Certificate</i>	98-SWKG-675-COC	
2	In the Matter of the Application of SWKI - Stevens - HSW, Inc. a Kansas Not for Profit Corporation, for a Certificate of Convenience and Necessity with Respect to Certain Portions of Stevens County, Kansas, to Provide Natural Gas Service as a Nonprofit Public Utility. <i>Certificate</i>	98-SWKG-732-COC	
3	In the Matter of the Application of Atmos Energy, for a Certificate of Convenience and Authority to Transact the Business of a Natural Gas Public Utility in the State of Kansas in Sections 2, 3, 4, 5, 6, 8, 9 and 16, Township 31 South, Range 38 West and Section 1, Township 31 South, Range 39 West, Stevens County, Kansas. <i>Order and Certificate</i>	16-ATMG-025-COC	

Consent Agenda

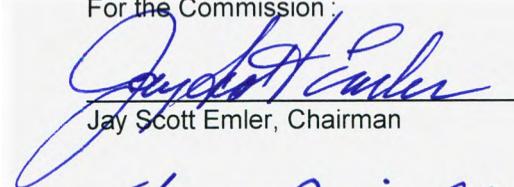
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Application of Atmos Energy, for a Certificate of Convenience and Authority to Transact the Business of a Natural Gas Public Utility in the State of Kansas in Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 28, 29, 30, 31, 32, 33, Township 30 South, Range 36 West, Grant County, Kansas. Certificate	16-ATMG-026-COC	
5	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC d/b/a Black Hills Energy, for a Certificate of Convenience and Authority to Transact the Business of a Natural Gas Public Utility in the State of Kansas. West ½ of Section 13, Township 33 South, Range 34 West in Seward County, Kansas. Certificate	16-BHCG-363-COC	
6	In the Matter of the Application of Kansas Gas Service, a Division of ONE Gas, Inc. for Approval by the Commission for a Revision of Company's Section 10 Cycles Tariff Order Approving Tariff Revisions	16-KGSG-359-TAR	
7	In the Matter of the Investigation of Stafford County Trash Service, Inc. of St. John, 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. Penalty Order	16-TRAM-380-PEN	
8	In the Matter of the Investigation of Cody Thiede, d/b/a Thiede Trucking of Quinter, 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. Penalty Order	16-TRAM-381-PEN	
9	In the matter of the failure of Honey Well, 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. Order Approving Settlement Agreement	16-CONS-036-CPEN	
10	In the matter of a Compliance Agreement between Endeavor Energy Resources, LP and Commission Staff regarding bringing the Berry #1 aka Somers #1 in Cowley County into compliance with K.A.R. 82-3-111. Order Approving Compliance Agreement	16-CONS-3855-CMSC	
11	In the matter of the failure of Atlas Operating LLC ("Operator") to comply with K.A.R. 82-3-111 at the Hudson #4-1 in Sumner County, Kansas. Penalty Order - Atlas Operating LLC	16-CONS-3856-CPEN	
12	In the matter of the failure of Robert O. Angleton ("Operator") to comply with K.A.R. 82-3-120. Penalty Order - Robert O. Angleton	16-CONS-3857-CPEN	
13	In the matter of the failure of Joe V. Greer dba Little Joe's Oil Company ("Operator") to comply with K.A.R. 82-3-120. Penalty Order - Joe V. Greer dba Little Joe's Oil Company	16-CONS-3858-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the matter of the failure of RMR Operating, LLC ("Operator") to comply with K.A.R. 82-3-120. Penalty Order - RMR Operating, LLC	16-CONS-3859-CPEN	
15	In the matter of the failure of Wellstar Corporation ("Operator") to comply with K.A.R. 82-3-120. Penalty Order - Wellstar Corporation	16-CONS-3860-CPEN	
16	In the matter of the application of Merit Energy Company, LLC, for an exception to the 10-year time limitation of K.A.R. 82-3-111 f the Harman B-1 well, and the Collingwood C-3 well, both located in the East half of Section 13, Township 33 South, Range 43 We Morton County, Kansas. Order Granting Application	16-CONS-3780-CEXC	
17	In the Matter of the Emergency Suspension of Operating Authority of Bernard Murphy of Olathe, Kansas, for Failure to Comply W New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. Order Reinstating Motor Carrier Operating Authority	16-TRAM-343-OOS	
18	In the Matter of the Application of South Central MCN LLC for a Certificate of Public Convenience and Necessity Order to Show Cause	16-SCME-227-COC	

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