

**Kansas Corporation Commission**  
**Commission Meeting**  
**September 20, 2016**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 Arrowhead, Topeka, Kansas

**MINUTES**

The Commission convened the regular scheduled open meeting of the Commission at 10:00 a.m. on September 20, 2016 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chairman Emler, and Commissioner Apple. Commissioner Albrecht was not in attendance. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Apple moved for approval of the Consent Agenda: All other listed matters as presented for September 20, 2016 on the four page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Emler seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 16-CONS-4068-CPEN: *In the matter of the failure of Energyquest II, LLC ("Operator") to comply with K.A.R. 82-3-400 regarding injection that took place during the 2015 calendar year.***

Commissioner Apple moved for approval of order #16-2968 - Order Denying Motion to Dismiss and Rescind Penalty Order, and Denying Motion to Suspend Procedural Schedule. Commissioner Emler seconded the motion.

The motion was approved.

3. **Intervention:**

- A. **Docket No. RP16-1236: *Southern Star Central Gas Pipeline, Inc. submits tariff filing per 154.204: LINN - Satanta to Jayhawk.***

Commissioner Apple moved *the Commission authorize FERC counsel, should the need arise to protect Kansas ratepayers and public utilities, to file a petition to intervene in FERC Docket No. RP16-1236 and file comments.* Commissioner Emler seconded the motion. Samuel Feather noted comments were due by Wednesday, September 21, 2016.

The motion was approved.

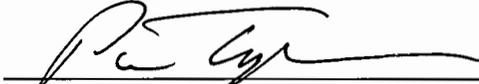
There being no further matters before the Commission, Commissioner Apple moved for adjournment of the Commission meeting. Chairman Emler seconded the motion. The motion was approved. The Commission adjourned the September 20, 2016 Commission Meeting at 10:04 a.m.

Respectfully submitted,

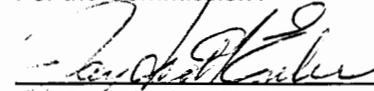
  
\_\_\_\_\_  
Amy L. Green  
Secretary to the Commission

  
\_\_\_\_\_  
Jay Scott Emler, Chairman

Absent  
\_\_\_\_\_  
Shari Feist Albrecht, Commissioner

  
\_\_\_\_\_  
Pat Apple, Commissioner

For the Commission :



Jay Scott Emler, Chairman

Absent

Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner

Attest:



Amy L. Green  
Secretary to the Commission



# ITEMS OF Consent Agenda

Approval Date: Tuesday, September 20, 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 Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 With Time Warner Cable Information Services (Kansas), LLC <i>Order Approving Amended Interconnection Agreement</i>	09-SWBT-876-IAT	
2	In the Matter of the Cancellation of All Operating Certificates of Convenience and Authority Previously Granted to Telecom North America, Inc. <i>Order Cancelling Certificate</i>	16-3UTC-563-CCS	
3	<i>Order Modifying Procedural Schedule and Notice of Evidentiary Hearing</i>	16-GIMT-587-GIT	
4	In the Matter of ONEOK NGL Pipeline, LLC Seeking Commission Approval for K.C.C. No. 10.0 Establishing a New Proportional Tariff. <i>Order Approving Tariff</i>	17-ONEP-065-TAR	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Investigation of EKAN Crude LLC of Colony, 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. <b>Order Reinstating Intrastate Motor Carrier Operations</b>	15-TRAM-216-PEN	
6	In the Matter of the Investigation of PALCO-KS, Inc. of Hutchinson, 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. <b>Penalty Order</b>	17-TRAM-093-PEN	
7	In the Matter of the Investigation of Rutz Construction LLC of Enterprise, 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. <b>Penalty Order</b>	17-TRAM-094-PEN	
8	In the Matter of the Investigation of Diamond R Trucking LLC of Ellis, 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. <b>Penalty Order</b>	17-TRAM-095-PEN	
9	In the Matter of the Emergency Suspension of Operating Authority of Carla Martin of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <b>Emergency Suspension of Operating Authority Order</b>	17-TRAM-096-OOS	
10	In the Matter of the Emergency Suspension of Operating Authority of UFC Transport, LLC of Shawnee, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <b>Emergency Suspension of Operating Authority Order</b>	17-TRAM-097-OOS	
11	In the Matter of the Emergency Suspension of Operating Authority of Randy Servaes, d/b/a Randy Servaes Construction of Atchison, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <b>Emergency Suspension of Operating Authority Order</b>	17-TRAM-098-OOS	
12	In the matter of the failure of Oil Producers, Inc. of Kansas ("Operator") to comply with K.A.R. 82-3-111 at the Gingrich #1-B in Finney County, Kansas. <b>Order Rescinding Penalty</b>	17-CONS-3039-CPEN	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the matter of the failure of Shawmar Oil & Gas Co., Inc. to comply with K.A.R. 82-3-400 at the Lowe #1 in Chase County, Kansas. <i>Penalty Order - Shawmar Oil &amp; Gas Co., Inc.</i>	17-CONS-3106-CPEN	
14	In the matter of the failure of Ace Energy LLC to comply with K.A.R. 82-3-400 at eleven wells on the Pearson lease in Crawford County, Kansas. <i>Order Approving Settlement Agreement</i>	16-CONS-3914-CPEN	
15	In the matter of a Compliance Agreement between Rupe Oil Company, Inc. and Commission Staff regarding bringing the Hillman Jennie #1 well into compliance with K.A.R. 82-3-111. <i>Order Approving Compliance Agreement</i>	17-CONS-3101-CMSC	

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