

Kansas Corporation Commission
Business Meeting
September 29, 2016
10:00 a.m. 1st 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 September 29, 2016 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 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 September 29, 2016 on the six 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-VICE-494-TAR: *In the Matter of the Application of The Victory Electric Cooperative Association, Inc. Seeking Commission Approval to Update its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 16-MKEE-023-TAR.***

Commissioner Apple moved for approval of order #16-3103 - *Order on Petition for Reconsideration*. Commissioner Albrecht seconded the motion. Motion was approved.

- B. **Docket No. 16-VICE-494-TAR: *In the Matter of the Application of The Victory Electric Cooperative Association, Inc. Seeking Commission Approval to Update its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 16-MKEE-023-TAR.***

Commissioner Albrecht moved for approval of order #16-3104 - *Order Approving Application*. Commissioner Apple seconded the motion. Motion was approved.

- C. **Docket No. 16-WSTE-496-TAR: *In the Matter of Application of Western Cooperative Electric Association, Inc. Seeking Commission Approval to Update Its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 16-MKEE-023-TAR.***

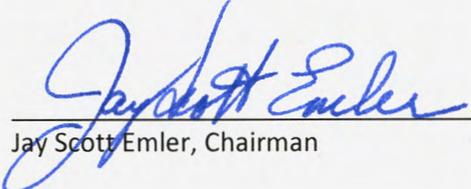
Commissioner Apple moved for approval of order #16-3105 - *Order Approving Application*. Commissioner Albrecht seconded the motion. Motion was approved.

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 granted. The Commission adjourned the September 29, 2016 Commission Meeting at 10:06 a.m.

Respectfully submitted,



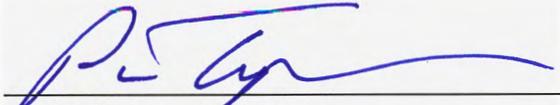
Amy L. Green
Secretary to the Commission



Jay Scott Emler, Chairman



Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, September 29, 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 an Order to Show Cause issued to JJR of Kansas Limited ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3049-CSHO	
2	In the matter of an Order to Show Cause issued to Larcom Oil, Inc ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3051-CSHO	
3	In the matter of an Order to Show Cause issued to Brass Oil, Inc. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3052-CSHO	
4	In the matter of an Order to Show Cause issued to William G Smith Oil, LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3054-CSHO	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of an Order to Show Cause issued to JRC Production, LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3055-CSHO	
6	In the matter of an Order to Show Cause issued to Jarvis R. Ross dba Ross Operating ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3057-CSHO	
7	In the matter of an Order to Show Cause issued to David C. Woodrum ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3058-CSHO	
8	In the matter of an Order to Show Cause issued to Ben Watson ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3059-CSHO	
9	In the matter of an Order to Show Cause issued to Warren D. Showers ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3060-CSHO	
10	In the matter of an Order to Show Cause issued to Dale R. Tharp ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3062-CSHO	
11	In the matter of an Order to Show Cause issued to Larry N. Thompson Revocable Trust, UID 5-20, 1997 ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3063-CSHO	
12	In the matter of an Order to Show Cause issued to Billy L. Van Buskirk ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3064-CSHO	
13	In the matter of an Order to Show Cause issued to Richard Rodewald ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3067-CSHO	
14	In the matter of an Order to Show Cause issued to Raymond Hart ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3068-CSHO	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	In the matter of an Order to Show Cause issued to Rodney D. Koop ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3070-CSHO	
16	In the matter of an Order to Show Cause issued to Harley Dean Lavery dba Tri-L Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3072-CSHO	
17	In the matter of an Order to Show Cause issued to Bradley S. Leach dba Leach Well Pulling ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3073-CSHO	
18	In the matter of an Order to Show Cause issued to John M. Ludwick dba JML Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3074-CSHO	
19	In the matter of an Order to Show Cause issued to Randall K. Matlock ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3075-CSHO	
20	In the matter of an Order to Show Cause issued to Bradford R. McKinney ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3076-CSHO	
21	In the matter of an Order to Show Cause issued to Derek Morris dba Morris Energy ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3077-CSHO	
22	In the matter of an Order to Show Cause issued to Marina S. Daugherty dba Monarch Petroleum ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3079-CSHO	
23	In the matter of an Order to Show Cause issued to Mark A. Doudna ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3080-CSHO	
24	In the matter of an Order to Show Cause issued to W.H. Foster dba Foster Oil & Gas ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference</i>	17-CONS-3081-CSHO	

Consent Agenda

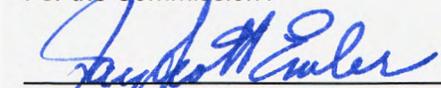
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
25	In the matter of an Order to Show Cause issued to Wendell B. Fox Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference	17-CONS-3082-CSHO	
26	In the matter of an Order to Show Cause issued to Justin Garberg ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference	17-CONS-3083-CSHO	
27	In the matter of an Order to Show Cause issued to Lonny W. Allen ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference	17-CONS-3084-CSHO	
28	In the matter of an Order to Show Cause issued to Earl L. Bengtson ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference	17-CONS-3085-CSHO	
29	In the matter of an Order to Show Cause issued to Liza Blanc ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Order to Show Cause, Designating A Prehearing Officer, and Setting a Prehearing Conference	17-CONS-3086-CSHO	
30	In the Matter of the Investigation of PMC, Inc., d/b/a KC Scaffold of Kansas 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. Penalty Order	17-TRAM-106-PEN	
31	In the matter of an Order to Show Cause issued to J. W. Oil, LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Judgement	16-CONS-4110-CSHO	
32	In the Matter of the Complaint Against Empire District Corp by Brooke Lynn Sheppard and Ricky Dale Sheppard Order Adopting Legal Memorandum	17-EPDE-079-COM	
33	In the Matter of the Complaint Against Atmos Energy by Floyd Cattle Co Inc / Martie Floyd Order Closing Docket	16-ATMG-454-COM	
34	In the matter of an Order to Show Cause issued to Central States Energy LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Judgement	16-CONS-4109-CSHO	

Consent Agenda

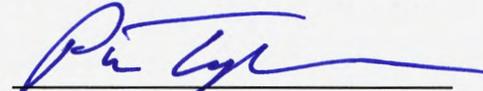
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
35	In the matter of an Order to Show Cause issued to ADR Operating, Inc. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Judgement	16-CONS-4108-CSHO	
36	In the matter of the failure of Kansas Resource Exploration & Development, LLC ("Operator") to comply with K.A.R. 82-3-407 at the Joeckel #CW 8 in Miami County, Kansas. Order Approving Settlement Agreement	17-CONS-3042-CPEN	
37	In the Matter of Petition of CenturyLink and Dex Media, Inc. for a Waiver of or Exemption from the Commission's Directive Regarding Distribution of Telephone Directories Order Granting Additional Extension	16-UTDT-568-MIS	
38	In the matter of an Order to Show Cause issued to Kansas Oil Resources LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Order	16-CONS-4112-CSHO	
39	In the Matter of the General Investigation to Examine Issues Surrounding Rate Design for Distributed Generation Customers Order Granting Petition to Intervene of United Wind, Inc.	16-GIME-403-GIE	
40	In the matter of an Order to Show Cause issued to Little Creek Oil, LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Judgement	16-CONS-4113-CSHO	
41	In the Matter of the Application of Kansas Gas Service, a Division of ONE Gas, Inc. for Adjustment of its Natural Gas Rates in the State of Kansas. Order Granting Staff's Motion to Accept McCullar's Testimony Out of Time	16-KGSG-491-RTS	
42	In the matter of an Order to Show Cause issued to Osborn Energy, L.L.C. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. Default Judgement	16-CONS-4115-CSHO	
43	In the Matter of the Notice of Denial of License Renewal Application to S & B Operating LLC. Order Designating Prehearing Officer & Setting Prehearing Conference	17-CONS-3132-CMSC	

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