

**Kansas Corporation Commission**  
**Commission Meeting**  
**December 15, 2016**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 Arrowhead, Topeka, Kansas

**MINUTES**

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on December 15, 2016 in the 1<sup>st</sup> 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 December 15, 2016 on the six page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 14-WSEE-148-TAR: *In the Matter of the Application of Westar Energy, Inc. and Kansas Gas and Electric Company for Approval of Revisions to Their General Terms and Conditions to Implement an Optional Prepay Service Pilot Program.***

Commissioner Apple moved for approval of order #16-3853 - *Order on Westar's Motion to Convert Prepay Pilot Program into a Permanent Program.* Commissioner Albrecht seconded the motion.

The motion was approved.

- B. **Docket No. 16-KCPE-593-ACQ: *In the Matter of the Joint Application of Great Plains Energy Incorporated, Kansas City Power & Light Company and Westar Energy, Inc. for Approval of the Acquisition of Westar Energy, Inc. by Great Plains Energy Incorporated.***

Commissioner Albrecht moved for approval of order #16-3855 - *Order on HollyFrontier El Dorado Refining, Inc.'s and KIC's Petitions to Intervene.* Commissioner Apple seconded the motion.

The motion was approved.

- C. **Docket No. 17-KPPE-092-COM: *In the Matter of the Complaint of Southern Pioneer Electric Company against the Kansas Power Pool Regarding Bypass and Duplication of Service for 34.5kV Delivery to the City of Kingman.***

Commissioner Albrecht moved for approval of order #16-3848 - *Order Accepting Formal Complaint and Adopting Litigation Staff's Memorandum.* Commissioner Apple seconded the motion.

The motion was approved.

**D. Docket No. 17-CONS-3012-CUNI: *In the Matter of the Application of Unit Petroleum Company for an Order Approving the Unitization and Unit Operations of the Langdon Waterflood Unit in Reno County, Kansas.***

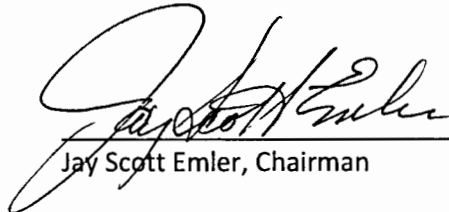
Commissioner Apple moved for approval of order #16-3888 – *Order Continuing Evidentiary Hearing*. Commissioner Albrecht seconded the motion.


The 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 December 15, 2016 Commission Meeting at 10:09 a.m.**

Respectfully submitted,

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Amy L. Green  
Secretary to the Commission

  
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Jay Scott Emler, Chairman

  
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Shari Feist Albrecht, Commissioner

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



# ITEMS OF Consent Agenda

Approval Date: Thursday, December 15, 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>Default Order</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>Default Order</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>Default Order</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>Default Order</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>Default Order</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>Default Order</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>Default Order</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>Default Order</i>	17-CONS-3059-CSHO	
9	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>Default Order</i>	17-CONS-3062-CSHO	
10	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>Default Order</i>	17-CONS-3063-CSHO	
11	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>Default Order</i>	17-CONS-3064-CSHO	
12	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>Default Order</i>	17-CONS-3067-CSHO	
13	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>Default Order</i>	17-CONS-3068-CSHO	
14	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>Default Order</i>	17-CONS-3070-CSHO	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	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>Default Order</i>	17-CONS-3072-CSHO	
16	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>Default Order</i>	17-CONS-3074-CSHO	
17	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>Default Order</i>	17-CONS-3076-CSHO	
18	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>Default Order</i>	17-CONS-3077-CSHO	
19	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>Default Order</i>	17-CONS-3079-CSHO	
20	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>Default Order</i>	17-CONS-3080-CSHO	
21	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>Default Order</i>	17-CONS-3081-CSHO	
22	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. <i>Default Order</i>	17-CONS-3082-CSHO	
23	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. <i>Default Order</i>	17-CONS-3085-CSHO	
24	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. <i>Default Order</i>	17-CONS-3086-CSHO	

## Consent Agenda

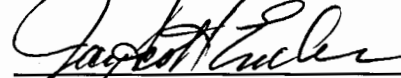
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
25	In the Matter of the Application of Wheatland Electric Cooperative, Inc. for Approval to Make Certain Changes in Charges for Electric Service. <b>Order Approving Corrected Tariffs</b>	16-WHLE-305-RTS	
26	In the Matter of the Application of Kansas City Power & Light Company For Approval of Its Demand-Side Management Portfolio Pursuant to the Kansas Energy Efficiency Investment Act ("KEEIA"), K.S.A. 66-1283. <b>Order Amending Procedural Schedule</b>	16-KCPE-446-TAR	
27	In the Matter of the Application of Atmos Energy for Approval of the Commission for Gas System Reliability Surcharge per K.S.A. 66-2201 through 66-2204 <b>Protective Order and Discovery Order; Order Granting the Citizens' Utility Ratepayer Board's Petition to Intervene</b>	17-ATMG-141-TAR	
28	In the Matter of the Emergency Suspension of Operating Authority of Salgado Lopez Cable, LLC of Kansas City, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <b>Order Reinstating Motor Carrier Operating Authority</b>	17-TRAM-188-OOS	
29	In the Matter of the Emergency Suspension of Operating Authority of Douglas Keas, d/b/a Wagon Wheel Concessions of Plainville, 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-239-OOS	
30	In the Matter of the Emergency Suspension of Operating Authority of Jacob Hefner, d/b/a Hefner Motorsports of Oakley, 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-240-OOS	
31	In the Matter of the Investigation of TMD Telecom, Inc. of Wichita, 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-234-PEN	
32	In the Matter of the Investigation of Jose Miguel T. Ruiz, d/b/a JMR Transport of Garden 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. <b>Penalty Order</b>	17-TRAM-235-PEN	
33	In the Matter of the Application of Nex-Tech, Inc. to Change Its Name to Nex-Tech, LLC on All Certificates Previously Granted <b>Order Approving Name Change</b>	17-NTHT-198-CCN	

**Consent Agenda**

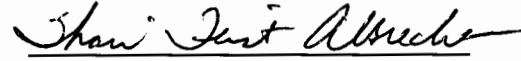
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
34	In the Matter of the Application of Nex-Tech, Inc. to Change Its Name to Nex-Tech, LLC on All Certificates Previously Granted <b>Order Approving Name Change</b>	17-NTHC-230-CCN	
35	In the matter of the application of F.G. Holl, L.L.C., for an order granting an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Bauer A 1-19 well located in the SE/4 of Section 19, Township 21 South, Range 14 West Stafford County, Kansas. <b>Order Granting Application</b>	17-CONS-3239-CEXC	
36	In the matter of the failure of MEM Partnership LP, a General Partnership ("Operator") to comply with K.A.R. 82-3-111 at the Cooley #1 in Graham County, Kansas. <b>Penalty Order - MEM Partnership LP, a General Partnership</b>	17-CONS-3398-CPEN	
37	In the matter of the failure of KC Resources, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Cunningham Unit B #31 and Cunningham Unit B #38 wells in Pratt County, Kansas. <b>Penalty Order - KC Resources, Inc.</b>	17-CONS-3399-CPEN	
38	In the matter of the failure of Horseshoe Operating, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Hunt #1 in Greeley County, Kansas. <b>Penalty Order - Horseshoe Operating, Inc.</b>	17-CONS-3400-CPEN	
39	In the matter of the failure of Hummon Corporation ("Operator") to comply with K.A.R. 82-3-126 at the Rick (OWWO) #1-23 in Comanche County, Kansas. <b>Penalty Order - Hummon Corporation</b>	17-CONS-3401-CPEN	
40	In the matter of the failure of Raker Resources LLC ("Operator") to comply with K.A.R. 82-3-126 at the Yost #2-15 in Comanche County, Kansas. <b>Penalty Order - Raker Resources LLC</b>	17-CONS-3402-CPEN	

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

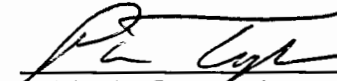
For the Commission :



Jay Scott Emler, Chairman



Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner

Attest:



Amy L. Green  
Secretary to the Commission