

Kansas Corporation Commission
Commission Meeting
January 5, 2017
10:00 a.m. 1st 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 January 5, 2017 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

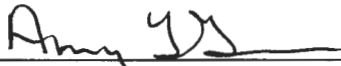
Present: Commissioner Albrecht and Commissioner Apple. Chairman Emler was not in attendance. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Albrecht moved for approval of the Consent Agenda: All other listed matters as presented for December 20, 2016 on the four page document attached hereto as "Attachment A," which is included by reference herein. Commissioner Apple 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 January 5, 2017 Commission Meeting at 10:01 a.m.

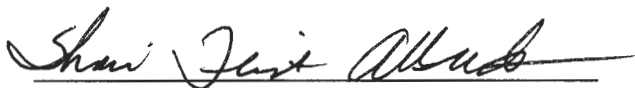
Respectfully submitted,



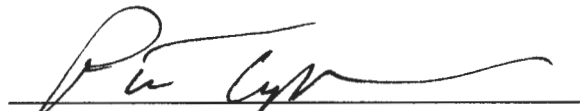
Amy L. Green
Secretary to the Commission

Absent

Jay Scott Emler, Chairman



Shari Feist Albrecht, Commissioner



Pat Apple, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, January 5, 2017

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 Total Call Mobile, LLC for Approval of Relinquishment of Eligible Telecommunications Carrier Designation <i>Order Cancelling Eligible Telecommunications Carrier Designation</i>	17-TCMZ-231-ETC	
2	In the Matter of The Application of Midcontinent Communications, A South Dakota General Partnership, for a Certificate of Convenience and Authority to Provide CLEC Telecommunications Services Within the State of Kansas <i>Order Granting Certificate of Convenience and Authority to Provide Competitive Local Exchange Service Within the State of Kansas</i>	17-MCCT-252-COC	
3	In the Matter of The Application of Midcontinent Communications, A South Dakota General Partnership, for a Certificate of Convenience and Authority to Provide IXC Telecommunications Services Within the State of Kansas <i>Order Granting Certificate of Convenience and Authority to Provide Interexchange Carrier Services Within the State of Kansas</i>	17-MCCT-253-COC	
4	In the Matter of the Complaint Against Westar Energy by Herbie Harris <i>Order Adopting Staff's Memorandum</i>	17-WSEE-195-COM	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Investigation of Brian F. Lovgren, d/b/a T R L Trucking of Kansas City, Kansas, Regarding the Violation(s) of t Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Order Approving Stipulated Settlement Agreement	16-TRAM-153-PEN	
6	In the Matter of the Investigation of Alltask Delivery and Installation Services, LLC of Lawrence, 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. Order Approving Stipulated Settlement Agreement	17-TRAM-048-PEN	
7	In the Matter of the Investigation of JSB Landservices, LLC of Colwich, 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. Order Suspending Intrastate Motor Carrier Operations	17-TRAM-120-PEN	
8	In the Matter of the Investigation of Quality Septic & Sewer, Inc. of Overland Park, Kansas, Regarding the Violation(s) of the Moto Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Order Suspending Intrastate Motor Carrier Operations	17-TRAM-157-PEN	
9	In the Matter of the Investigation of Ace Transports LLC of Cherryvale, Kansas, Regarding the Violation(s) of the Motor Carrier Sa 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-260-PEN	
10	In the Matter of the Investigation of Ulysses Standard Supply, Inc. of Ulysses, 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-262-PEN	
11	In the Matter of the Investigation of Party Hardy Bus, LLC of Wichita, Kansas, Regarding the Violation(s) of the Motor Carrier Safe 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-271-PEN	
12	In the Matter of the Investigation of Christopher Elmore, d/b/a Elmore Repair of Downs, 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-272-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Emergency Suspension of Operating Authority of WMC Construction, LLC of Kansas City, 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	17-TRAM-232-OOS	
14	In the Matter of the Emergency Suspension of Operating Authority of Butler County Backhoe Service, LLC of Augusta, 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	17-TRAM-268-OOS	
15	In the matter of the failure of Parwest Land Exploration, Inc. ("Operator") to comply with K.A.R. 82-3-407 at the Big Basin #3 in Clark County, Kansas. Order Cancelling Prehearing Conference and Closing Docket	17-CONS-3141-CPEN	
16	In the matter of the failure of Summit Operating LLC ("Operator") to comply with K.A.R. 82-3-111 at the Sunlight Peak #1 in Pawnee County, Kansas. Penalty Order - Summit Operating LLC	17-CONS-3428-CPEN	
17	In the matter of the failure of Les Kremeier Estate dba Kremeier Prod & Operating ("Operator") to comply with K.A.R. 82-3-120, K.A.R. 82-3-603, and K.A.R. 83-3-603a at the Rempel B lease in Butler County, Kansas. Penalty Order - Les Kremeier Estate dba Kremeier Prod & Operating	17-CONS-3405-CPEN	
18	In the matter of the failure of NPF Energy Corporation ("Operator") to comply with K.A.R. 82-3-603 at the Brainerd Tank Battery, Quinn Tank Battery, and Toews A #1 well in Butler County, Kansas. Penalty Order - NPF Energy Corporation	17-CONS-3406-CPEN	
19	In the matter of the application of Venture Resources, Inc. for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Hurt #4 well located in the NW/4 NW/4 SE/4 Sec. 15, Township 12 South, Range 21 West, Trego County, Kansas. Order Granting Application	17-CONS-3142-CEXC	
20	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy Seeking Commission Approval for Ad Valorem Tax Surcharge Rider Tariff Adjustments for 2017. Protective Order and Discovery Order; Order Granting CURB Intervention	17-BHCG-255-TAR	
21	In the Matter of the Application of The Empire District Electric Company for Approval of its Annual Energy Cost Adjustment ("ACA") Filing Protective Order and Discovery Order; Order Granting the Citizens' Utility Ratepayer Board's Petition to Intervene	17-EPDE-226-ACA	
22	In the Matter of the Application of Atmos Energy Seeking Commission Approval for 2017 Ad Valorem Tax Surcharge Rider Tariff. Protective Order and Discovery Order; Order Granting CURB Intervention	17-ATMG-257-TAR	
23	In the Matter of the Application of Kansas City Power & Light Company Seeking Approval for a Property Tax Surcharge Adjustment for 2017, Per K.S.A. 66-117(f). Protective Order and Discovery Order; Order Granting CURB Intervention	17-KCPE-259-TAR	

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

For the Commission :

Absent
Jay Scott Emler, Chairman

Shari Feist Albrecht
Shari Feist Albrecht, Commissioner

Pat Apple
Pat Apple, Commissioner

Attest: Amy L. Green
Amy L. Green
Secretary to the Commission