

**Kansas Corporation Commission**  
**Commission Meeting**  
**March 7, 2017**  
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 March 7, 2017 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

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

1. **Consent Agenda:** Chairman Apple moved for approval of the Items on the Consent Agenda dated March 7, 2017 containing pages one through nine and are attached to these Minutes. Commissioner Emler seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 16-TAGC-323-SHO: *In the Matter of a General Investigation of TAG Mobile, LLC to Show Cause Why This Commission Should Not Initiate Sanctions and Fines and Cancel, Suspend and Revoke Any Authority the Carrier Currently Holds.***

Chairman Apple moved for approval of order #17-0853 - *Order Denying Staff's Motion for Summary Judgment.* Commissioner Emler seconded the motion.

The motion was approved.

There being no further matters before the Commission, Chairman Apple moved for adjournment of the Commission meeting. Commissioner Emler seconded the motion. The motion was approved. The Commission adjourned the March 7, 2017 Commission Meeting at 10:01 a.m.

Respectfully submitted,



Amy L. Green  
Secretary to the Commission



Pat Apple, Chairman

Absent

Shari Feist Albrecht, Commissioner



Jay Scott Emler, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Tuesday, March 7, 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 an Order to Show Cause issued to W. A. Walker ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3128-CSHO	
2	In the matter of an Order to Show Cause issued to George A. Barnard dba Barnard Wells Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3151-CSHO	
3	In the matter of an Order to Show Cause issued to Susie Glaze dba R.S. Glaze Drilling ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3184-CSHO	
4	In the matter of an Order to Show Cause issued to Hub Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3190-CSHO	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of an Order to Show Cause issued to Gary Johnson ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3193-CSHO	
6	In the matter of an Order to Show Cause issued to Howard Kennedy ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3196-CSHO	
7	In the matter of an Order to Show Cause issued to Don Knapp dba Don Knapp - Oil Production ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3198-CSHO	
8	In the matter of an Order to Show Cause issued to Larry Rose dba R5 Oil ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3217-CSHO	
9	In the matter of an Order to Show Cause issued to Don Sprowl ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3227-CSHO	
10	In the matter of an Order to Show Cause issued to Ed Willis ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3242-CSHO	
11	In the matter of an Order to Show Cause issued to Wil-Max Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3243-CSHO	
12	In the matter of an Order to Show Cause issued to Yarnell Ditching ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3247-CSHO	
13	In the matter of an Order to Show Cause issued to Wiley R. Ash, Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3257-CSHO	
14	In the matter of an Order to Show Cause issued to Randy or Jeanne Bridgewater ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3261-CSHO	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	In the matter of an Order to Show Cause issued to Case Oil & Gas ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3266-CSHO	
16	In the matter of an Order to Show Cause issued to Bill Frew ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3274-CSHO	
17	In the matter of an Order to Show Cause issued to John L. Handy ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3277-CSHO	
18	In the matter of an Order to Show Cause issued to Harold Production ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3278-CSHO	
19	In the matter of an Order to Show Cause issued to Heat Can ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3279-CSHO	
20	In the matter of an Order to Show Cause issued to J. A. Heit - Oil Operations ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3280-CSHO	
21	In the matter of an Order to Show Cause issued to R.L. Hrbek ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3282-CSHO	
22	In the matter of an Order to Show Cause issued to J.J. Holding ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3283-CSHO	
23	In the matter of an Order to Show Cause issued to Jonathan Oil ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3285-CSHO	
24	In the matter of an Order to Show Cause issued to J. L. King - Oil Operations ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3287-CSHO	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
25	In the matter of an Order to Show Cause issued to Jerry R. Kiser dba Independent Petroleum Land Services ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3288-CSHO	
26	In the matter of an Order to Show Cause issued to B.W. Klippel, Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3289-CSHO	
27	In the matter of an Order to Show Cause issued to Krehbiel Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3290-CSHO	
28	In the matter of an Order to Show Cause issued to M and M Producing Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3293-CSHO	
29	In the matter of an Order to Show Cause issued to M H Oil & Gas ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3294-CSHO	
30	In the matter of an Order to Show Cause issued to Wm. R. McRae ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3295-CSHO	
31	In the matter of an Order to Show Cause issued to Jeff Miller ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3296-CSHO	
32	In the matter of an Order to Show Cause issued to Ralph A. Mills ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3297-CSHO	
33	In the matter of an Order to Show Cause issued to Wyatt B. Mitchell, Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3298-CSHO	
34	In the matter of an Order to Show Cause issued to Benton L. Nitcher ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3300-CSHO	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
35	In the matter of an Order to Show Cause issued to John D. Nummeley, Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3302-CSHO	
36	In the matter of an Order to Show Cause issued to Petrik Oil ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3303-CSHO	
37	In the matter of an Order to Show Cause issued to Plains Oil Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3304-CSHO	
38	In the matter of an Order to Show Cause issued to Wayne D. & Barbara Powell ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3305-CSHO	
39	In the matter of an Order to Show Cause issued to R & M Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3308-CSHO	
40	In the matter of an Order to Show Cause issued to Rader Exploration Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3310-CSHO	
41	In the matter of an Order to Show Cause issued to Barton W. Ratliff ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3311-CSHO	
42	In the matter of an Order to Show Cause issued to Terry Reilly ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3312-CSHO	
43	In the matter of an Order to Show Cause issued to Edward J. Smith ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3314-CSHO	
44	In the matter of an Order to Show Cause issued to Sterling Exploration ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Default Order</b>	17-CONS-3315-CSHO	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
45	In the matter of an Order to Show Cause issued to Ralph Eugene Stevenson ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3316-CSHO	
46	In the matter of an Order to Show Cause issued to Donnabeth Weider ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3319-CSHO	
47	In the matter of an Order to Show Cause issued to Western Fuel & Supply Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3320-CSHO	
48	In the matter of an Order to Show Cause issued to William East ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3321-CSHO	
49	In the matter of an Order to Show Cause issued to Williams Oil & Gas ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3322-CSHO	
50	In the matter of an Order to Show Cause issued to Williams Oil Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3323-CSHO	
51	In the matter of an Order to Show Cause issued to Wolf Exploration ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <i>Default Order</i>	17-CONS-3326-CSHO	
52	In the Matter of an Investigation to Determine the Assessment Rate for the Twentieth Year of the Kansas Universal Service Fund, Effective March 1, 2016. <i>Order Approving Traffic Factors Utilized by MetroPCS Michigan LLC</i>	16-GIMT-067-GIT	
53	In the Matter of the Application of Wamego Telecommunications Making Revisions to Its General Exchange Tariff Adding New Services and Features. <i>Order Approving Tariff Revisions</i>	17-WTCT-384-TAR	
54	In the Matter of a General Investigation for the Purpose of Investigating Whether Annual or Periodic Cost/Benefit Reporting by the SPP and Kansas Electric Utilities that Participate in SPP is in the Public Interest. <i>Order Granting Admission of Healy, Jarrett, and Starnes Pro Hac Vice</i>	17-SPPE-117-GIE	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
55	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy, LLC for a Gas System Reliability Surcharge per K.S.A. 66-2201 through 66-2204 <b><i>Protective Order and Discovery Order; Order Granting CURB Intervention</i></b>	17-BHCG-389-TAR	
56	In the Matter of the Denial of License Renewal Application to Charles Kremeir dba CK Oil & Gas, LLC. <b><i>Order Cancelling Prehearing Conference and Closing Docket</i></b>	17-CONS-3436-CMSC	
57	In the matter of the failure of Tontol, LLC ("Operator") to comply with K.A.R. 82-3-407 at the Fussman #19 in Allen County, Kansas. <b><i>Order Approving Settlement Agreement</i></b>	17-CONS-3394-CPEN	
58	In the matter of an Order to Show Cause issued to Damm Resources LLC ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3053-CSHO	
59	In the matter of an Order to Show Cause issued to Anderson Land & Oil Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3411-CSHO	
60	In the matter of an Order to Show Cause issued to Vernon L. Miles ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3412-CSHO	
61	In the matter of an Order to Show Cause issued to Geo. E. Sauder Trust ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3413-CSHO	
62	In the matter of an Order to Show Cause issued to Thornton Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3414-CSHO	
63	In the matter of an Order to Show Cause issued to Faith Drilling Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3415-CSHO	
64	In the matter of an Order to Show Cause issued to Gary E. Spikes ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b><i>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</i></b>	17-CONS-3421-CSHO	



**Consent Agenda**

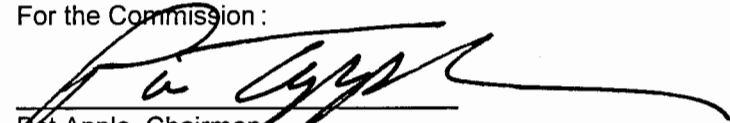
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
65	In the matter of an Order to Show Cause issued to Donald G. Parr, Jr. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</b>	17-CONS-3422-CSHO	
66	In the matter of an Order to Show Cause issued to Wanita M. Brooks ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</b>	17-CONS-3423-CSHO	
67	In the matter of an Order to Show Cause issued to B. I. C. Oil Co. ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference</b>	17-CONS-3424-CSHO	
68	In the matter of the application of Beren Corporation for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for its NRSU #3 well located in the NW NW NW of Sec 30, Township 27 South, Range 12 West, Pratt County, Kansas. <b>Order Granting Application</b>	17-CONS-3493-CEXC	
69	In the matter of the application of Beren Corporation for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for its NRSU #7 well located in the NW NW SW of Sec 30, Township 27 South, Range 12 West, Pratt County, Kansas. <b>Order Granting Application</b>	17-CONS-3494-CEXC	
70	In the matter of the failure of One Source Financial Services Inc. ("Operator") to comply with K.A.R. 82-3-111 at seven wells in Cheyenne County, Kansas. <b>Order Setting Procedural Schedule</b>	17-CONS-3333-CPEN	
71	In the matter of the failure of Supernova Energy, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Buresh #17-1HM in Sumner County, Kansas. <b>Penalty Order - Supernova Energy, Inc.</b>	17-CONS-3507-CPEN	
72	In the matter of the application of Merit Energy Company, LLC, to drill the River Bend 1 well located in Section 26, Township 24 South, Range 32 West, Finney County, Kansas, as a deviated well pursuant to K.A.R. 82-103a. <b>Order Granting Application</b>	17-CONS-3473-CHOR	
73	In the matter of a Compliance Agreement between Anthony L. Gilliland and Commission Staff regarding bringing the Hoyt #3 well in Butler County into compliance with K.A.R. 82-3-111. <b>Order Approving Compliance Agreement</b>	17-CONS-3508-CMSC	
74	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. <b>Order Suspending Intrastate Motor Carrier Operations</b>	17-TRAM-272-PEN	

**Consent Agenda**

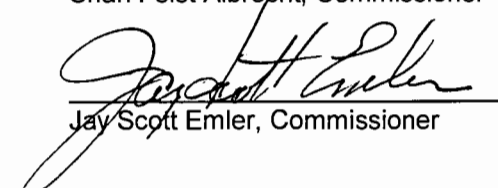
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
75	In the Matter of the Investigation of Schuetz Trucking, LLC of Bonner Springs, Kansas, Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <i>Penalty Order</i>	17-TRAM-396-PEN	

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

For the Commission :

  
 Pat Apple, Chairman

*Absent*  
 Shari Feist Albrecht, Commissioner

  
 Jay Scott Emler, Commissioner

Attest:   
 Amy L. Green  
 Secretary to the Commission