

Kansas Corporation Commission
Commission Meeting
March 9, 2017
9:00 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 9:00 a.m. on March 9, 2017 in the 1st 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:** Commissioner Apple moved for approval of the Items on the Consent Agenda dated March 9, 2017 containing pages one through three and are attached to these Minutes. Commissioner Emler seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 17-CONS-3105-CPEN: *In the matter of the failure of Roger Krier dba Krier Oil Operation ("Operator") to comply with K.A.R. 82-3-600 and K.A.R. 82-3-603 at the Eichman Tank Battery in Russell County, Kansas.***

Commissioner Apple moved for approval of order #17-0889 - *Default Order Affirming Penalty and Assessing Costs Pursuant to K.S.A.55-164(d)*. Commissioner Emler seconded the motion.

The motion was approved.

3. **Discussion/Presentation Item(s): FERC Matter.** Michael Duenes, Assistant General Counsel was the presenter.

- A. Commissioner Apple moved for the Commission authorize its counsel to file a *pro forma* intervention in FERC Docket No. RP17-437 and, should the need arise, to file comments as necessary to protect the interests of Kansas ratepayers. Commissioner Emler seconded the motion.


Motion was approved.

- B. Commissioner Apple moved for the Commission authorize its counsel to intervene in FERC Docket No. RP17-438 and to file such comments as necessary to protect the interests of Kansas ratepayers. Commissioner Emler seconded the motion.

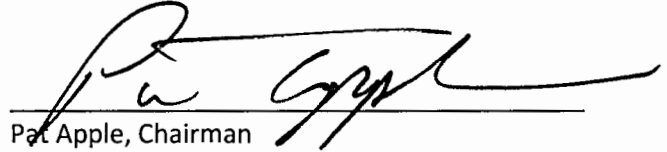
Motion was approved.

There being no further matters before the Commission, Commissioner Apple moved for adjournment of the Commission meeting. Commissioner Emler seconded the motion. The motion was approved. The Commission adjourned the March 9, 2017 Commission Meeting at 9:05 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: Thursday, March 9, 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 Application of Southwestern Bell Telephone, L.P. for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 with Xspedius Communications, LLC. <i>Order Approving Amended Interconnection Agreement</i>	06-SWBT-234-IAT	
2	In the Matter of the Application of Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 with SKT, Inc. <i>Order Approving Interconnection Agreement</i>	09-SWBT-793-IAT	
3	In the Matter of the Transfer of Ownership of Emmental, Inc. a Kansas Corporation, and its Wholly Owned Subsidiary Moundridge Telephone Company, Inc., a Telecommunications Public Utility. <i>Protective and Discovery Order</i>	17-MRGT-368-ACQ	
4	In the Matter of the Application of Kansas City Power & Light Company for Approval of Its 2015 Actual Cost Adjustment ("ACA") <i>Order Approving Annual Energy Cost Adjustment for 2015</i>	16-KCPE-388-ACA	

Consent Agenda

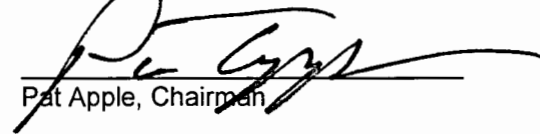
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Investigation of T R L Trucking LLC of Kansas City, Kansas, Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <i>Order Reinstating Intrastate Motor Carrier Operations</i>	16-TRAM-153-PEN	
6	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. <i>Order Reinstating Motor Carrier Operating Authority</i>	17-TRAM-268-OOS	
7	In the Matter of the Emergency Suspension of Operating Authority of Powers Taylor Mills Engineered Foundation Construction, LLC of Shawnee, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Reinstating Motor Carrier Operating Authority</i>	17-TRAM-366-OOS	
8	In the Matter of the Emergency Suspension of Operating Authority of M & C Transport LLC of Emporia, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	17-TRAM-397-OOS	
9	In the Matter of the Emergency Suspension of Operating Authority of Seneca Motors LLC of Wichita, Kansas, for Failure to Comply With New Entrant Safety Requirements as Required by Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	17-TRAM-398-OOS	
10	In the Matter of the Investigation of BELLE SPRINGS TRUCKING INC, of ABILENE, KS, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violations of the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Suspending Motor Carrier Operations in Kansas</i>	11-GIMM-309-KHP	
11	In the Matter of the Investigation of ROD RAYMOND WYATT, of HARRISONVILLE, MO, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violations of the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <i>Order Suspending Motor Carrier Operations in Kansas</i>	11-GIMM-564-KHP	
12	In the Matter of the Investigation of Carry Yours A Division of CFSI, Inc., of Marietta, Georgia, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas 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>Order Suspending Motor Carrier Operations in Kansas</i>	12-GIMM-423-KHP	

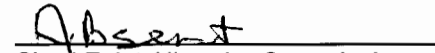
Consent Agenda

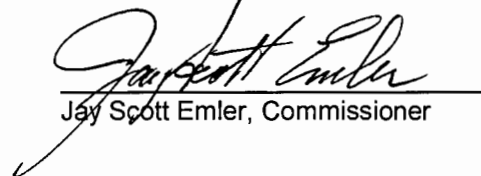
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Investigation of BMS Transportation Company, Inc. of Platte City, Missouri, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Order Reinstating Motor Carrier Operations in Kansas	15-GIMM-212-KHP	
14	In the Matter of the Investigation of Varco Motors, LLC of Denison, Kansas, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas 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 Motor Carrier Operations in Kansas	16-GIMM-480-KHP	

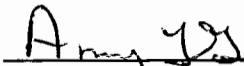
The above-captioned matter(s) were approved by the Commission, unless noted as removed.

For the Commission :


 Pat Apple, Chairman


 Shari Feist Albrecht, Commissioner


 Jay Scott Emler, Commissioner

Attest: 
 Amy L. Green
 Secretary to the Commission