

Kansas Corporation Commission
Commission Meeting
March 28, 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 March 28, 2017 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

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

1. **Consent Agenda:** Item No. 14 was removed from the Consent Agenda. Docket No. 17-TRAM-374-PEN: In the Matter of the Investigation of LK Transport LLC of Olathe, 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. Commissioner Albrecht moved for approval of the remaining Items on the Consent Agenda dated March 28, 2017 containing pages one through five and are attached to these Minutes. Commissioner Apple seconded the motion.

The motion was approved.

2. **Noticed:**

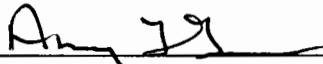
- A. **Docket No. 17-CONS-3377-CSHO: *In the matter of an Order to Show Cause issued to Norstar Petroleum, Inc. ("Operator") for its failure to comply with either K.A.R. 82-3-400 or K.A.R. 82-3-409 regarding injection that took place during the 2015 calendar year.***

Commissioner Albrecht moved for approval of order #17-1020 - *Final Order*. 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 March 28, 2017 Commission Meeting at 10:02 a.m.

Respectfully submitted,



Amy L. Green
Secretary to the Commission



Pat Apple, Chairman



Shari Feist Albrecht, Commissioner

Absent

Jay Scott Emler, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, March 28, 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 Madison Telephone, LLC Filing for Kansas Video Service Authorization. <i>Order Granting Amended Video Service Authorization</i>	13-MDTT-671-VSA	
2	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. <i>Order Adopting Joint Procedural Schedule</i>	16-TAGC-323-SHO	
3	In the Matter of the Application of Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 with Airus, Inc. <i>Order Approving Interconnection Agreement</i>	17-SWBT-160-IAT	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Application for Approval of an Interconnection Agreement between Embarq Missouri, Inc. d/b/a CenturyLink, United Telephone Company of Kansas d/b/a CenturyLink, United Telephone Company of Southcentral Kansas d/b/a CenturyLink, United Telephone Company of Eastern Kansas d/b/a CenturyLink and BCN Telecom, Inc. Pursuant to the Telecommunications Act of 1996 Order Approving Interconnection Agreement	17-UTDT-350-IAT	
5	In the Matter of An Investigation to Determine the Assessment Rate and the Affordable Local Service Rate for Rate-of-Return Regulated Carriers for the Twenty-First Year of the Kansas Universal Service Fund, Effective March 1, 2017. Order Approving Traffic Factors For Cellular Network Partnership dba Pioneer Cellular	17-GIMT-008-GIT	
6	In the Matter of Certification of Compliance with Section 254(e) of the Federal Telecommunications Act of 1996 and Certification of Appropriate Use of Kansas Universal Service Fund Support. Order Opening Docket	17-GIMT-405-GIT	
7	In the Matter of a General Investigation into the Adjustment of Intrastate Switched Access and Reciprocal Compensation Charges Pursuant to the Federal Communications Commission's Reforms, Effective July 1, 2017. Order Opening Docket; Requiring Tariff and Compliance Filings	17-GIMT-426-GIT	
8	In the Matter of the Application of Southern Kansas Telephone Company Filing Tariff Revisions to Offer Greater Bandwidth on Bundled Service Packages Order Approving Revised Tariff	17-SNKT-427-TAR	
9	In the Matter of the Formal Complaint Against Westar Energy by Jerry Jackson Order Adopting Staff's Legal Memorandum Approving Complaint	17-WSEE-326-COM	
10	In the Matter of the Application of Mid-Kansas Electric Company, LLC for Certificate of Convenience and Authority to Transact the Business of an Electric Public Utility in the State of Kansas Transmission Rights Only, Crossing the Certified Territory of the Victory Electric Cooperative Association, Inc. Order Granting Certificate of Convenience and Authority for Transmission Rights Only	17-MKEE-329-COC	
11	In the Matter of the Formal Complaint Against Westar Energy by Lisa Richey Order Adopting Staff's Legal Memorandum	17-WSEE-392-COM	
12	In the Matter of the Formal Complaint Against Kansas Gas Service by Betty J. Martin Order Adopting Staff's Legal Memorandum	17-KGSG-394-COM	
13	In the Matter of the Investigation of Chris Varela, d/b/a CVT 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. Order Approving Stipulated Settlement Agreement	17-TRAM-335-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the Matter of the Investigation of LK Transport LLC of Olathe, 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-374-PEN	<input checked="" type="checkbox"/>
15	In the Matter of the Investigation of Dane Shockey of Kechi, 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-429-PEN	<input type="checkbox"/>
16	In the Matter of the Investigation of Galen Critchfield, d/b/a Outdoor Supply & Service of Osawatomie, 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-434-PEN	<input type="checkbox"/>
17	In the Matter of the Emergency Suspension of Operating Authority of Windmill Farms, LLC of Almena, 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-354-OOS	<input type="checkbox"/>
18	In the Matter of the Emergency Suspension of Operating Authority of Solid Ground Excavating, LLC of LaCygne, 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-409-OOS	<input type="checkbox"/>
19	In the Matter of the Emergency Suspension of Operating Authority of G P Express Wrecker and Repair Service, LLC of Fort Scott, 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-410-OOS	<input type="checkbox"/>
20	In the Matter of the Emergency Suspension of Operating Authority of Boss Mudjacking, LLC of Overland Park, 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-411-OOS	<input type="checkbox"/>
21	In the Matter of the Emergency Suspension of Operating Authority of Classic Chauffeured Car Service, Inc. of Overland Park, 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-418-OOS	<input type="checkbox"/>

Consent Agenda

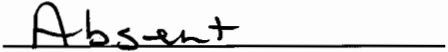
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
22	In the Matter of the Investigation of Garrett Benjamin, d/b/a Garrett Benjamin Farms of Council Grove, Kansas, Pursuant to the Kansas Highway Patrol Issuance of a Notice of Violation for Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Order Setting Evidentiary Hearing	17-GIMM-343-KHP	
23	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. Order Cancelling Prehearing Conference and Closing Docket	17-CONS-3421-CSHO	
24	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. Order Closing Docket	17-CONS-3333-CPEN	
25	In the matter of the failure of Pride Energy Company, a General Partnership ("Operator") to comply with K.A.R. 82-3-111 at the Mildred Sims ETAL #1 and Carthage NE Morrow A Unit #1-4 wells in Barber and Morton County, Kansas. Order Designating Prehearing Officer and Setting Prehearing Conference	17-CONS-3448-CPEN	
26	In the matter of the failure of River Rock Operating, LLC ("Operator") to comply with K.A.R. 82-3-407 at the W Hahn #I-1 in Labette County, Kansas. Order Designating Prehearing Officer and Setting Prehearing Conference	17-CONS-3489-CPEN	
27	In the matter of the failure of Enterprise Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Boos Twin #4 and Seibel #1 wells in Ellis County, Kansas. Penalty Order - Enterprise Inc.	17-CONS-3514-CPEN	
28	In the matter of the application of Quail Oil & Gas, LC to authorize injection of saltwater into the Arbuckle formation at the Sly 2-6 SWD well, located in the NENESE of Section 6, Township 17S, Range 6E in Morris County, Kansas. Discovery Order	17-CONS-3484-CUIC	

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