

**Kansas Corporation Commission**  
**Commission Meeting**  
**May 2, 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 May 2, 2017 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

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

1. **Consent Agenda:** Commissioner Emler moved for approval of the Items on the Consent Agenda dated May 2, 2017 containing pages one through four and are attached to these Minutes. Chairman Apple seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 17-CONS-3484-CUIC:** *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.*

Commissioner Emler moved for approval of order #17-1421 - *Order Denying Protestant Status*. Chairman Apple seconded the motion.

The motion was approved.

- B. **Docket No. 17-KCPE-447-COM:** *In the Matter of the Formal Complaint Against Kansas City Power & Light by Ruth A. Richardson.*

Commissioner Emler moved for approval of order #17-1538 - *Order Granting Motion to Withdraw Complaint and Closing Docket*. Chairman Apple seconded the motion.

The motion was approved.

3. **Other matters:**

- A. Chairman Apple moved to meet in Executive Session for Personnel matters of non-elected personnel, pursuant to KSA 75-4319(b)(1), to protect the privacy of the individuals involved, for a period of five minutes. Also called into the Executive Session was Dustin Kirk, Assistant Deputy Counsel and Jared Harsin, Director Human Resources. Chairman Apple seconded the motion.

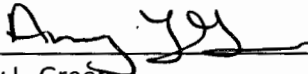
The motion was approved.

The Commission moved into Executive Session at 10:03 a.m. and reconvened in public session at 10:08 a.m.

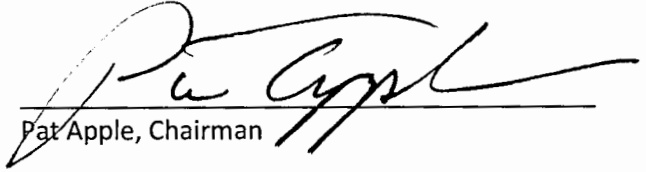
The Commission took no action following the Executive Session.

There being no further matters before the Commission, Commissioner Emler moved for adjournment of the Commission meeting. Chairman Apple seconded the motion. The motion was approved. The Commission adjourned the May 2, 2017 Commission Meeting at 10:09 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, May 2, 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 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. <i>Order Granting Stay</i>	17-KPPE-092-COM	
2	In the Matter of the Formal Complaint Against Westar Energy by Donald and Dottie Murphy. <i>Order Adopting Legal Memorandum</i>	17-WSEE-438-COM	
3	In the Matter of the Annual Filing of Southern Pioneer Electric Company for Approval to Make Certain Changes to Its Charges for Electric Services, Pursuant to the Debt Service Coverage Formula Based Ratemaking Plan Approved in Docket No.13-MKEE-452-MIS and 34.5kV Formula Based Ratemaking Plan Approved in Docket No. 16-MKEE-023-TAR. <i>Suspension, Protective and Discovery Order</i>	17-SPEE-476-TAR	
4	In the Matter of the Application of Atmos Energy's Schedule III - Schedule of Customer Advances for Construction of Mains and Company Service Lines that Reflects the Account Balances from the Annual Form 2 Filing. <i>Suspension Order</i>	17-ATMG-475-TAR	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Investigation of Elegant Home Design, L.L.C., d/b/a Bedrock International of Lenexa, 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 Amending Penalty Order</b>	17-TRAM-437-PEN	
6	In the Matter of the Investigation of Gerber Moving & Storage, Inc. 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. <b>Penalty Order</b>	17-TRAM-468-PEN	
7	In the Matter of the Investigation of Kansas City Transportation Services Inc 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. <b>Penalty Order</b>	17-TRAM-473-PEN	
8	In the Matter of a General Investigation into the Appropriateness of Certain Sections of the Kansas Corporation Commission's Electric and Natural Gas Billing Standards (Billing Standards) Related to On-Premises Collections. <b>Order to Supplement the Record</b>	15-GIMX-344-GIV	
9	In the matter of the failure of Benjamin M. Giles ("Operator") to comply with K.A.R. 82-3-111 at the Ray #A-1, Ray C #1, Ray C #2 and Seidl #1 OWWO wells in Butler County, Kansas. <b>Order Approving Settlement Agreement</b>	17-CONS-3329-CPEN	
10	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. <b>Order Approving Settlement Agreement</b>	17-CONS-3448-CPEN	
11	In the matter of the failure of Merit Energy Company, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Ansley A #3 in Morton County, Kansas. <b>Penalty Order - Merit Energy Company, LLC</b>	17-CONS-3634-CPEN	
12	In the matter of the failure of K3 Oil & Gas Operating Company ("Operator") to comply with K.A.R. 82-3-126 at the Algrim Lease in Finney County, Kansas. <b>Penalty Order - K3 Oil &amp; Gas Operating Company</b>	17-CONS-3635-CPEN	
13	In the matter of an Order to Show Cause issued to William T. Wax ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order Designating New Prehearing Officer</b>	17-CONS-3129-CSHO	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the matter of an Order to Show Cause issued to NASA Salvage & Oil ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order Designating New Prehearing Officer</b>	17-CONS-3211-CSHO	
15	In the matter of an Order to Show Cause issued to Edward Broyles dba Jenkins & Broyles Production Company ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order Designating New Prehearing Officer</b>	17-CONS-3262-CSHO	
16	In the matter of an Order to Show Cause issued to Rodney Noe dba R-Jann-N Oil ("Operator") regarding responsibility under K.S.A. 55-179 for unplugged wells on an expired license. <b>Order Designating New Prehearing Officer</b>	17-CONS-3301-CSHO	
17	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 Designating New Prehearing Officer</b>	17-CONS-3423-CSHO	
18	In the matter of the application of Kent A. Deutsch, D/B/A Deutsch Oil Company and Globe Operating, Inc., for a well location exception for the Morrison A, Morrison B, and Batman Morrison #1 wells in E/2 NE/4 of Section 28-21-13, Stafford County, Kansas. <b>Order Designating New Prehearing Officer</b>	17-CONS-3026-CWLE	
19	In the Matter of the Notice of Denial of License Renewal Application issued to Encore Natural Resources, LLC. <b>Order Designating New Prehearing Officer</b>	17-CONS-3104-CMSC	
20	In the Matter of the Notice of Denial of License Renewal Application to Marco Wind Operations, LLC. <b>Order Designating New Prehearing Officer</b>	17-CONS-3487-CMSC	
21	In the matter of a Compliance Agreement between Randon Production Company, Inc. (Operator) and Commission Staff regarding bringing the subject wells in Dickinson, Marion, and Morris County into compliance with K.A.R. 82-3-111. <b>Order Approving Compliance Agreement</b>	17-CONS-3628-CMSC	
22	In the matter of a Compliance Agreement between Steven A. Leis and Commission Staff regarding bringing the twenty-eight wells in Woodson County into compliance with K.A.R. 82-3-111. <b>Order Designating New Prehearing Officer</b>	16-CONS-3876-CMSC	

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