

Kansas Corporation Commission
Commission Meeting
May 23, 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 May 23, 2017 in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chairman Apple, Commissioner Albrecht and Commissioner Emler. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Albrecht moved for approval of the Items on the Consent Agenda dated May 23, 2017 containing pages one through four and are attached to these Minutes. Commissioner Emler seconded the motion.

The motion was approved.

2. **Noticed:**

- A. **Docket No. 16-KCPE-593-ACQ**

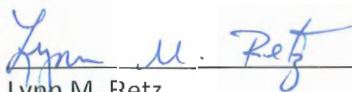
In the Matter of the Joint Application of Great Plains Energy Incorporated, Kansas City Power & Light Company and Westar Energy, Inc. for Approval of the Acquisition of Westar Energy, Inc. by Great Plains Energy Incorporated.

Commissioner Emler moved for approval of order #17-1730 – Order Denying Joint Applicants' Petition for Reconsideration. Commissioner Albrecht seconded the motion.

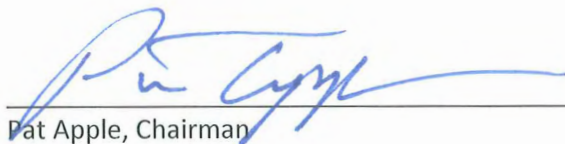
The motion was approved.

There being no further matters before the Commission, Commissioner Albrecht moved for adjournment of the Commission meeting. Commissioner Emler seconded the motion. The motion was approved. The Commission adjourned the May 23, 2017 Commission Meeting at 10:03 a.m.

Respectfully submitted,



Lynn M. Retz
Secretary to the Commission



Pat Apple, Chairman



Shari Feist Albrecht, Commissioner



Jay Scott Emler, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, May 23, 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 Budget PrePay, Inc. d/b/a Budget Mobile Notice of Discontinuance of Wireless Telecommunications Services. <i>Order Granting Relinquishment of Wireless Eligible Telecommunications Carrier Status</i>	17-BGPT-461-ETC	
2	In the Matter of United Telephone Companies of Kansas Filing Tariff Revisions to Increases Monthly Rates for all Residential and Business Flat Rate Access Lines and also Certain Business PBX Key Trunks. <i>Order Approving Tariff Revisions</i>	17-UTDT-485-TAR	
3	In the Matter of Wamego Telecommunications Filing Tariff Revisions to Bundle Services Pricing. <i>Order Approving Tariff Revisions</i>	17-WTCT-490-TAR	
4	In the Matter of the Application of Westar, Inc. to Cease Transacting the Business of an Electric Public Utility, Specifically in Portions of Section 22, Township 10 South, Range 15 East, in Shawnee County, Kansas. <i>Order Granting Application to Cease Transacting the Business of an Electric Public Utility</i>	17-WSEE-448-CCS	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	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 Territories of Wheatland Electric Cooperative, Inc., Ninnescah Rural Electric Cooperative Assn., Inc., City of Anthony, and Sumner-Cowley Electric Cooperative, Inc. See Attached Map and Description Blow for Section, Township and Range Locations. Order Granting Certificate of Convenience and Authority for Transmission Rights Only	17-MKEE-450-COC	
6	In the Matter of the Application of FreeState Electric Cooperative for a Certificate of Convenience and Authority to Transact Business of an Electric Public Utility in the State of Kansas of Kansas. Order Granting Certificate of Convenience and Authority	17-FSEE-452-COC	
7	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 Order Adopting Staff's Report and Recommendation	17-BHCG-389-TAR	
8	In the Matter of the Application of Kansas Gas Service, a Division of ONE Gas, Inc. for Approval of an Accounting Order to Track Expenses Associated with the Investigating, Testing, Monitoring, Remediating and Other Work Performed at the Manufactured Gas Plant Sites Managed by Kansas Gas Service. Order Setting Procedural Schedule	17-KGSG-455-ACT	
9	In the Matter of Mid-America Pipeline Company, LLC Filing for Approval of K.C.C. Tariff 18.6.0, Canceling K.C.C. Tariff 18.5.0, Implementing Increased Rates based on FERC Indexing Methodology. Suspension Order: January 10, 2018	17-MDAP-501-TAR	
10	In the Matter of NuStar Pipeline Operating Partnership, L.P. Filing Tariff Revisions for Commission Approval of Tariff K.C.C. No. 1 and Canceling K.C.C. No. 17. Suspension Order: January 12, 2018	17-KNBP-503-TAR	
11	In the Matter of Mid-America Pipeline Company, LLC Company Filing for Approval of K.C.C. Tariff 19.7.0, Canceling K.C.C. Tariff 19.6.0, to Cancel Item 310 Incentive Rate Program for Outbound Shipment. Suspension Order: January 11, 2018	17-MDAP-504-TAR	
12	In the Matter of the Investigation of Cuahthemoc S. Ortiz, d/b/a Ortiz Trucking of Garden City, Kansas, Regarding the Violation(s) 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 Reinstating Intrastate Motor Carrier Operations	13-TRAM-034-PEN	
13	In the Matter of the Investigation of Cuahthemoc S. Ortiz, d/b/a Ortiz Trucking of Garden City, Kansas, Regarding the Violation(s) 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	13-TRAM-034-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	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. <i>Order Approving Stipulated Settlement Agreement</i>	17-TRAM-468-PEN	
15	In the Matter of the Investigation of Dave's Recycling, Inc. of Plainville, 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-500-PEN	
16	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. <i>Order Setting Procedural Schedule</i>	17-CONS-3423-CSHO	
17	In the matter of the application of Berexco LLC for an order authorizing Unitization and Unit Operation of the Kane Unit in Kiowa County, Kansas. <i>Order Designating Prehearing Officer and Setting Prehearing Conference</i>	17-CONS-3532-CUNI	
18	In the matter of the application of Abercrombie Energy LLC for a third exception to the 10-year time limitation of K.A.R. 82-3-111 f its Hubert No. 2 well located 5120' West of the SE-SW Section 28, Township 11 South, Range 22 West, Logan County, Kansas. <i>Order Designating Prehearing Officer and Setting Prehearing Conference</i>	17-CONS-3535-CEXC	
19	In the matter of the failure of GLM Energy, Inc. ("Operator") to comply with K.A.R. 82 3 111 at the Hunt #3 in Sumner County, Kansas. <i>Penalty Order - GLM Energy, Inc.</i>	17-CONS-3658-CPEN	
20	In the matter of the failure of Charles A. Walls ("Operator") to comply with K.A.R. 82-3-120. <i>Penalty Order - Charles A. Walls</i>	17-CONS-3661-CPEN	
21	In the matter of the failure of Wortman Farms, LLC ("Operator") to comply with K.A.R. 82 3 120. <i>Penalty Order - Wortman Farms, LLC</i>	17-CONS-3662-CPEN	
22	In the matter of the failure of Whitaker Companies, Inc. ("Operator") to comply with K.A.R. 82-3-602 at the Korte Farms #19 well in Allen County, Kansas. <i>Penalty Order - Whitaker Companies, Inc.</i>	17-CONS-3663-CPEN	
23	In the matter of the failure of H & B Petroleum Corp. ("Operator") to comply with K.A.R. 82-3-107 and K.A.R. 82-3-130 at the Sale C #1 in Stafford County, Kansas. <i>Penalty Order - H & B Petroleum Corp.</i>	17-CONS-3664-CPEN	
24	In the matter of the failure of Stephen C. Jones ("Operator") to comply with K.A.R. 82 3 117 at the Ochs #1 and Ochs #2 wells in Coffey County, Kansas. <i>Penalty Order - Stephen C. Jones</i>	17-CONS-3665-CPEN	

Consent Agenda


ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
25	In the matter of the failure of O'Brien Resources, LLC ("Operator") to comply with K.A.R. 82-3-117 at the Menzak 9 #1 well in Rus County, Kansas. <i>Penalty Order - O'Brien Resources, LLC</i>	17-CONS-3666-CPEN	
26	In the matter of the failure of Stroke of Luck Energy & Exploration LLC ("Operator") to comply with K.A.R. 82-3-117 at the Custer Valley #03-0217 well in Ellis County, Kansas. <i>Penalty Order - Stroke of Luck Energy & Exploration LLC</i>	17-CONS-3667-CPEN	

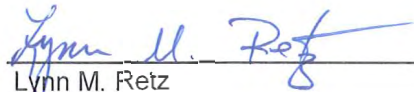
The above-captioned matter(s) were approved by the Commission, unless noted as removed.

For the Commission :


 Pat Apple, Chairman


 Shari Feist Albrecht, Commissioner


 Jay Scott Emler, Commissioner

Attest: 
 Lynn M. Retz
 Secretary to the Commission