

Kansas Corporation Commission
Commission Meeting
June 27, 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 June 27, 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 June 27, 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. 15-WSEE-509-COM**

In the Matter of the Complaint Against Westar by Cathy J. Pechin.

Commissioner Emler moved for approval of order #17-2025, Order Denying Motion to Dismiss of Westar, Inc. Commissioner Albrecht seconded the motion.

The motion was approved.

- B. **Docket No. 17-KG&E-352-CON**

In the Matter of the Application of Kansas Gas and Electric Company for Approval of the Amendment of the Energy Supply Agreement between Kansas Gas and Electric Company and Occidental Chemical Corporation.

Commissioner Emler moved for approval of order #17-2027, Order Approving Amended Energy Supply Agreement. Commissioner Albrecht seconded the motion.

The motion was approved.

- C. **Docket No. 17-TRAM-554-MIS**

In the Matter of the State Corporation Commission of the State of Kansas Approving the FY 2018 Uniform Penalty Assessment Table of the Regulation of Motor Carriers and Persons Operating in Kansas Who Fail to Obey Any Order, Decision or Regulation of the Commission.

Commissioner Emler moved for approval of order #17-1996, Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table. Commissioner Albrecht 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 5 minutes. Also called into the Executive Session was Deputy General Counsel, Dustin Kirk. Commissioner Emler seconded the motion.

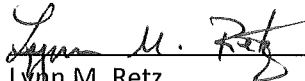
The motion was approved.

The Commission moved into Executive Session at 10:07 a.m. and reconvened in public session at 10:12 a.m.

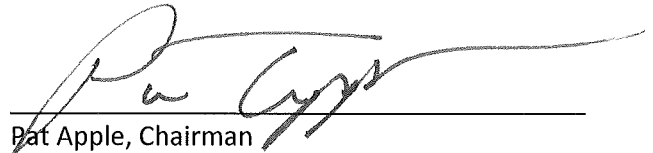
- B. The Commission took no action following this Executive Session:

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 June 27, 2017 Commission Meeting at 10:13 a.m.

Respectfully submitted,



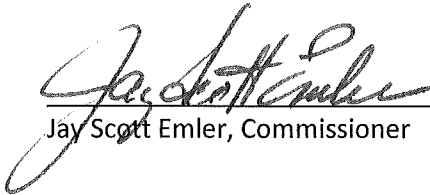
Lynn M. Retz
Secretary to the Commission



Pat Apple, Chairman



Shari Feist Albrecht, Commissioner



Jay Scott Emler, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, June 27, 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 Southwestern Bell Telephone, L.P. for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 With WorldNet, LLC. Order Approving Amended Interconnection Agreement	06-SWBT-369-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 One Point Technologies, Inc. Order Approving Amended Interconnection Agreement	09-SWBT-419-IAT	
3	In the Matter of the Application of Southwestern Bell Telephone Company for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 With Midcontinent Communications, a South Dakota General Partnership Order Approving Amended Interconnection Agreement	17-SWBT-328-IAT	
4	In the Matter of Wheat State Telephone Company, Inc.'s Filing Tariff Revisions to Remove Obsolete Service Order Approving Revised Tariff	17-WHST-552-TAR	

Consent Agenda


ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter the Application of Rainbow Telecommunications Association, Inc., for an Increase in its Cost-Based Kansas Univers Service Fund Support. Suspension Order: February 14, 2018	17-RNBT-555-KSF	
6	In the Matter of the Application of The City of Herington for Permission to Cease Operating as a(n) Electric Public Utility. Order Granting Application to Cease Transacting the Business of an Electric Public Utility	17-HGTE-464-CCS	
7	In the Matter of the Application of DS&O Electric Cooperative Inc. for Certificate of Convenience and Authority to Transact the Business of a (n) Electric Order Granting Certificate of Convenience and Authority	17-DSOE-537-COC	
8	In the Matter of the Application of Prairie Land Electric Cooperative, Inc. Seeking Commission Approval to Update Its Local Acces Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 16-MKEE-023-TAR. Order on KMEA's Amended Petition to Intervene and Motion for Admission Pro Hac Vice	17-PLCE-478-TAR	
9	In the Matter of the Emergency Suspension of Operating Authority of Schmidt Brothers Prt of Smith Center, 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-556-OOS	
10	In the Matter of the Emergency Suspension of Operating Authority of Bell Airport & Limousine Services, 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-562-OOS	
11	In the Matter of the Investigation of Moly Manufacturing, Inc. of Lorraine, 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-557-PEN	
12	In the Matter of the Investigation of Eskridge Lumber, LLC of Eskridge, 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-558-PEN	
13	In the Matter of the Investigation of Eric B. Smith of Paola, 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 Hearing	17-GIMM-404-KHP	
14	In the matter of the failure of ARES Energy, Ltd ("Operator") to comply with K.A.R. 82-3-111 at the Behnke #1-21 in Rice County, Kansas. Penalty Order - ARES Energy, Ltd	17-CONS-3690-CPEN	

Consent Agenda

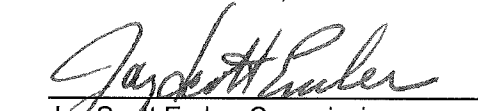
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	In the matter of the failure of Supernova Energy, Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Sanders #5 and Sanders wells in Stafford County, Kansas. <i>Penalty Order - Supernova Energy, Inc.</i>	17-CONS-3691-CPEN	
16	In the matter of the failure of Tapstone Energy, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Schrock 3410 #35-1 and Schrock 3410 #35-2 wells in Barber County, Kansas. <i>Penalty Order - Tapstone Energy, LLC</i>	17-CONS-3692-CPEN	
17	In the matter of the failure of Benjamin M. Giles ("Operator") to comply with K.A.R. 82-3-104 and K.A.R. 82-3-111 at the Flying J Geer #2 OWWO well in Butler County, Kansas. <i>Penalty Order - Benjamin M. Giles</i>	17-CONS-3684-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