

Kansas Corporation Commission
Commission Meeting
October 12, 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 October 12, 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 October 12, 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. 17-CONS-3520-CPEN**

In the Matter of the Failure of American Patriot Oil, LLC ("Operator") to Comply with K.A.R.82-3-103 and K.A.R. 82-3-106 at the Hamit #20 well in Rooks County, Kansas.

Commissioner Emler moved for approval of order #17-3034 – *Order on Settlement Agreement*. Commissioner Albrecht seconded the motion.

The motion was approved.

- B. **Docket No. 17-CONS-3684-CPEN**

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.

Commissioner Albrecht moved for approval of order #17-3023 – *Order on Motion for Summary Order on the Pleadings, Designating a Prehearing Officer, and Setting Prehearing Conf.* Commissioner Emler seconded the motion.

The motion was approved.

C. **Docket No. 18-CONS-3083-CHOR**

In the Matter of the Application of Griffin Management, LLC, for an Order Authorizing the Drilling of Terese #1H as a Horizontal Wellbore upon its Terese lease located in Barber County, Kansas.

Commissioner Emler moved for approval of order #17-3078 – *Order on Reconsideration*. Commissioner Albrecht seconded the motion.

The motion was approved.

D. **Docket No. 18-CONS-3167-CPEN**

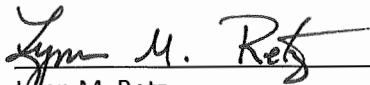
In the Matter of the Failure of Benjamin M. Giles (“Operator”) to Comply with K.A.R. 82-3-104 and K.A.R. 82-3-111 at the Wright #1 OWWO well in Butler County, Kansas.

Commissioner Emler moved for approval of order #17-3079 – *Penalty Order – Benjamin M. Giles*. Commissioner Albrecht seconded the motion.

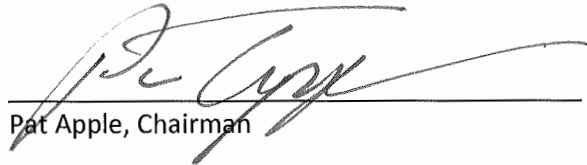
The motion was approved.

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 October 12, 2017 Commission Meeting at 10:04 a.m.

Respectfully submitted,



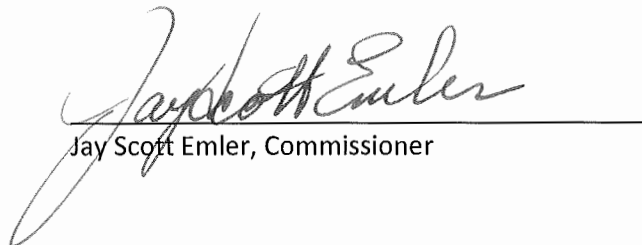
Lynn M. Retz
Secretary to the Commission



Pat Apple, Chairman



Shari Feist Albrecht, Commissioner



Jay Scott Emler, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, October 12, 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 Regulation of Public Utilities and Common Carriers, and Providing Means for Paying Certain Costs and Expenses in Connection with Such Regulation, as Provided in K.S.A. 66-1501 to 66-1510. <i>Order Assessing Commission Costs Pursuant to K.S.A. 66-1503</i>	18-ALLX-141-ASM	
2	In the Matter of the Application of Radiant Electric Cooperative, Inc. for a Certificate of Convenience and Authority to Transact the Business of a(n) Electric Public Utility in the State of Kansas. Specifically in Portions of Section 34, Township 29 South, Range 16 East, Wilson County, Kansas <i>Order Granting Certificate of Convenience and Authority</i>	18-RDTE-052-COC	
3	In The Matter of The Application of Westar Energy, Inc. To Cease Transacting The Business of an Electric Public Utility, Specifica in a Portion of Section 5, Township 10 South, Range 10 East, in Pottawatomie County, Kansas <i>Order Granting Application to Cease Transacting the Business of an Electric Public Utility</i>	18-WSEE-125-CCS	
4	In the Matter of the Regulation of Public Utilities and Common Carriers, and Providing Means for Paying Certain Costs and Expenses in Connection with Such Regulation, as Provided in K.S.A. 66-1501 to 66-1510. <i>Order Assessing CURB Costs Pursuant to K.S.A. 66-1503</i>	18-ALLB-142-ASM	

Consent Agenda

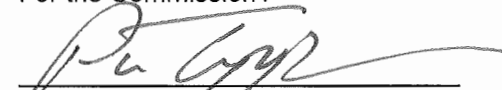
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Investigation of U-Haul Co. of Kansas, Inc., d/b/a U-Haul of Kansas City, Kansas, Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Penalty Order	18-TRAM-153-PEN	
6	In the Matter of the Investigation of C&K Livestock LLC of Norcatour, 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	18-TRAM-154-PEN	
7	In the Matter of the Application of Great Plains Energy Incorporated, Kansas City Power & Light Company and Westar Energy, Inc. for Approval of the Merger of Westar Energy, Inc. and Great Plains Energy Incorporated. Order Granting Pet. to Intervene of KMEA, KMU, and Independence	18-KCPE-095-MER	
8	In the Matter of the Application of Great Plains Energy Incorporated, Kansas City Power & Light Company and Westar Energy, Inc. for Approval of the Merger of Westar Energy, Inc. and Great Plains Energy Incorporated. Order Granting Motions for Admission Pro Hac Vice of Robbins, Roby and Garzon	18-KCPE-095-MER	
9	In the Matter of the Application of Great Plains Energy Incorporated, Kansas City Power & Light Company and Westar Energy, Inc. for Approval of the Merger of Westar Energy, Inc. and Great Plains Energy Incorporated. Order Granting Intervention to KPP and Midwest Energy	18-KCPE-095-MER	
10	In the Matter of the Application of Kansas Gas and Electric Company, Doing Business as Westar Energy for Authority to Cease Transacting the Business of an Electric Public Utility Specifically in Portions of Section 34, Township 29 South, Range 16 East, Wilson County, Kansas. Order Granting Application to Cease Transacting the Business of an Electric Public Utility	18-KG&E-016-CCS	
11	In the Matter of the Application of the City of Wamego for a Certificate of Convenience and Authority to Transact the Business of an Electric Public Utility in the State of Kansas, City of Wamego. Order Granting Certificate of Convenience and Authority	18-WAME-096-COC	
12	In the Matter of the Application of Bluestem Electric Cooperative, Inc. for Permission to Cease Operating as an Electric Public Utility at a 40' (Forty Foot) Wide Section on the West Side of an Annexed Portion of said Section 5, Township 10 South, Range 10 East. Order Granting Application to Cease Transacting the Business of an Electric Public Utility	18-BECE-081-CCS	
13	In the matter of the failure of Cherokee Wells LLC ("Operator") to comply with K.A.R. 82 3-111 at the W Oakes #A-1, Presbytery #A-1, Lett #A-1, R Smith #A-1, Elsberry #A-1, K Smith #A-1, Reutlinger #A-1, R Compton Trust #B1-3 and M M Koehn #C3-31 in Elk and Wilson County, Kansas. Penalty Order - Cherokee Wells LLC	18-CONS-3173-CPEN	

Consent Agenda


ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
14	In the matter of the failure of SEK Energy, LLC ("Operator") to comply with K.A.R. 82 3-111 at the Beachner, Jim #3-4, Bradford Richard #1-5, Ambrose Mary M #1-28, Johnson Ronald #1-16, Marler Richard #1-16, Wilson Kim #1-8 and Bosch David #1-17 in Labette and Wilson County, Kansas. <i>Penalty Order - SEK Energy, LLC</i>	18-CONS-3174-CPEN	
15	In the matter of the failure of Running Foxes Petroleum Inc. ("Operator") to comply with K.A.R. 82-3-111 at the Stewart #1-C, Graham #3-24 and Bailey #3-10 in Bourbon County, Kansas. <i>Penalty Order - Running Foxes Petroleum Inc.</i>	18-CONS-3171-CPEN	
16	In the matter of the application of Weinkauff Petroleum, Inc. for an exception to the 10-year time limitation of K.A.R. 82-3-111 for it Rexroad #1 well located in the SE/4 of Section 34, Township 33 South, Range 29 West, Meade County, Kansas. <i>Order Designating Prehearing Officer and Setting Prehearing Conference</i>	17-CONS-3693-CEXC	
17	In the Matter of the Application of Matador, Inc. for an Operator's License Renewal. <i>Order Rescinding Order Denying Application for License</i>	18-CONS-3060-CMSC	

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