

**Kansas Corporation Commission**  
**Commission Meeting**  
**September 24, 2019**  
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 September 24, 2019 in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Keen, Commissioner Albrecht and Commissioner Duffy. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Albrecht moved for approval of the Items on the Consent Agenda dated September 24, 2019 containing pages one through three and are attached to these Minutes. Commissioner Duffy 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 Duffy seconded the motion. The motion was approved. The Commission adjourned the September 24, 2019 Commission Meeting at 10:01 a.m.**

Respectfully submitted,



Lynn M. Retz  
Executive Director



Dwight D. Keen, Chair



Shari Feist Albrecht, Commissioner



Susan K. Duffy, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Tuesday, September 24, 2019

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 failure of Merit Energy Company, LLC ("Operator") to comply with K.A.R. 82-3-111 at the Wilburton Morrow Sand Unit #201W in Morton County, Kansas. <b><i>Penalty Order - Merit Energy Company, LLC</i></b>	20-CONS-3089-CPEN	
2	In the matter of the failure of Bill and/or Penny M. McPherson dba McPherson Drilling Co. ("Operator") to comply with K.A.R. 82-3-120. <b><i>Order Designating Prehearing Officer and Setting Prehearing Conference</i></b>	19-CONS-3035-CPEN	
3	In the Matter of the Application of Kansas Gas and Electric Company for Approval of an Energy Supply Agreement Between Kansas Gas and Electric Company and Sprint AeroSystems, Inc. <b><i>Order Granting CURB's Petition to Intervene, Discovery Order and Protective Order</i></b>	20-KG&E-112-CON	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the Matter of the Investigation of Corbin Construction, LLC of Kanss City, Missouri, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-6), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). <b><i>Order Rescinding Penalty Order</i></b>	20-DPAX-026-PEN	
5	In the Matter of the Investigation of Corbin Construction LLC of Spring Hill, Kansas, Regarding Violation(s) of the Kansas Underground Utility Damage Prevention Act (KUUDPA) (K.S.A. 66-1801, et seq., and K.A.R. 82-14-1 through 82-14-6), and the Commission's Authority to Impose Penalties and/or Sanctions (K.S.A. 66-1,151). <b><i>Penalty Order</i></b>	20-DPAX-132-PEN	
6	In the Matter of the Emergency Suspension of Operating Authority of Pro Design Contractors LLC of Paola, Kansas, for Failure to Comply With Federal New Entrant Safety Requirements as Required by the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <b><i>Emergency Suspension of Operating Authority Order</i></b>	20-TRAM-131-OOS	
7	In the Matter of the Investigation of K-14, LLC of Hutchinson, Kansas, Regarding the 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. <b><i>Penalty Order</i></b>	20-TRAM-130-PEN	
8	Transportation orders to be approved by the Commission on the Consent Agenda. <b><i>Transportation Economic Orders</i></b>	20-TRAM-5019-TRA	

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

For the Commission:



Dwight D. Keen, Chair

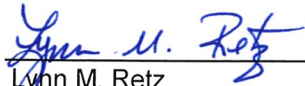


Shari Feist Albrecht, Commissioner



Susan K. Duffy, Commissioner

Attest:



Lynn M. Retz  
Executive Director

1500 SW Arrowhead Road  
Topeka, KS 66604-4027



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Dwight D. Keen, Chair  
Shari Feist Albrecht, Commissioner  
Susan K. Duffy, Commissioner

Laura Kelly, Governor

### Transportation Orders By Docket Number 20-TRAM-5019-TRA

Order Number	Description	Removed
20190917073547	<i>In the Matter of the Application of THOMAS D BLAKE of WOODBINE KS for the Abandonment of Certificate of Public Service.</i> USDOT #1001035 THOMAS D BLAKE of WOODBINE KS - Order Granting Request for Abandonment for Certificate of Public Service	
20190918102057	<i>In the Matter of the Application of VICTOR A LOERA LEAL of DERBY KS for Authority for a Certificate of Public Service.</i> USDOT #3291743 VICTOR A LOERA LEAL of DERBY KS - Order Granting Application for Certificate of Public Service	
20190918113436	<i>In the Matter of the Application of TMD TELECOM INC of WICHITA KS for a Private Carrier Permit.</i> USDOT #2078969 TMD TELECOM INC of WICHITA KS - Order Granting Application for a Private Carrier Permit	
20190919140728	<i>In the Matter of the Application of SOUTH WEST TRUCK &amp; AUTO TOWING &amp; REPAIR INC of GARDEN CITY KS Seeking Authority for a Certificate of Public Service.</i> USDOT #1358294 SOUTH WEST TRUCK & AUTO TOWING & REPAIR INC of GARDEN CITY KS - Order Dismissing Application for Certificate of Public Service	
20190919140728	<i>In the Matter of the Application of KMB DELIVERY LLC of MAIZE KS Seeking Authority for a Certificate of Public Service.</i> USDOT #3298262 KMB DELIVERY LLC of MAIZE KS - Order Dismissing Application for Certificate of Public Service	
20190919140728	<i>In the Matter of the Application of EW TRANSPORT LLC of KANSAS CITY MO Seeking Authority for a Certificate of Public Service.</i> USDOT #3102966 EW TRANSPORT LLC of KANSAS CITY MO - Order Dismissing Application for Certificate of Public Service	
20190919140728	<i>In the Matter of the Application of KJB TRANSPORTATION INC of WICHITA KS Seeking Authority for a Certificate of Public Service.</i> USDOT #3131693 KJB TRANSPORTATION INC of WICHITA KS - Order Dismissing Application for Certificate of Public Service	

**Transportation Orders By Docket Number  
20-TRAM-5019-TRA**

Order Number	Description	Removed
20190919141802	<i>In the Matter of the Application of HARLAN ROY BADGER of MANKATO KS for Authority for a Certificate of Public Service.</i> USDOT #3328222 HARLAN ROY BADGER of MANKATO KS - Order Granting Application for Certificate of Public Service	
20190919150224	<i>In the Matter of the Emergency Suspension of Authority of DAVID BARNES of GOODLAND KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2088166 DAVID BARNES of GOODLAND KS - Emergency Order Suspending Authority	
20190919150224	<i>In the Matter of the Emergency Suspension of Authority of MCLAUGHLIN FARMS LLC of MUSCOTAH KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1678109 MCLAUGHLIN FARMS LLC of MUSCOTAH KS - Emergency Order Suspending Authority	

Total # of Orders: 10

**End of Report**