

Kansas Corporation Commission
Commission Meeting
November 5, 2020
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 November 5, 2020, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

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

1. **Consent Agenda:** Commissioner French moved for approval of the Items on the Consent Agenda dated November 5, 2020, containing pages one through three and are attached to these Minutes. Commissioner Keen seconded the motion.

The motion was approved.

2. **Noticed Item:**

Docket No. 20-GIMT-086-GIT

In the Matter of an Investigation to Determine the Assessment Rate for the Twenty-Fourth Year of the Kansas Universal Service Fund, Effective March 1, 2020.

Commissioner Keen moved for approval of order # 20-2088 – Order Setting Evidentiary Hearing. Commissioner French seconded the motion.

The order is approved.

There being no further matters before the Commission, Commissioner Keen moved for adjournment of the Commission meeting. Commissioner French seconded the motion. The motion was approved. The Commission adjourned the November 5, 2020, Commission Meeting at 10:09 a.m.

Respectfully submitted,



Lynn M. Retz, Executive Director



Susan K. Duffy, Chair



Andrew J. French, Commissioner



Dwight D. Keen, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, November 5, 2020

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 Cobalt Energy LLC (Operator) to comply with K.A.R. 82-3-111 at the Terry "A" #1-1 in Trego County, Kansas. <i>Penalty Order - Cobalt Energy LLC</i>	21-CONS-3098-CPEN	
2	In the Matter of An Investigation to Determine the Assessment Rate for the Twenty-Fourth Year of the Kansas Universal Service Fund, Effective March 1, 2020. <i>Order Approving Traffic Factors for USOC of Nebraska/Kansas LLC and Kansas #15, LP</i>	20-GIMT-086-GIT	
3	In the Matter of An Investigation to Determine the Assessment Rate for the Twenty-Fourth Year of the Kansas Universal Service Fund, Effective March 1, 2020. <i>Order Approving Traffic Factors for Matrix Telecom, LLC</i>	20-GIMT-086-GIT	
4	In the Matter of Gorham Telephone Filing Tariff Revisions to Introduce a New Optional Customer Service. <i>Order Approving Tariff Revisions</i>	21-GRHT-172-TAR	

Consent Agenda

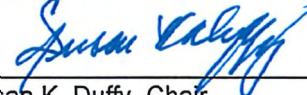
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of Mid-America Pipeline Company, LLC Company Filing for Approval of K.C.C. Tariff 18.11.0, Canceling K.C.C. Tariff 18.10.0, Cancellation of Expiring Item 310 Incentive Rate Program for Demethanized Mix. Order Assessing Costs	21-MDAP-173-TAR	
6	In the Matter of Mid-America Pipeline Company, LLC Company Filing for Approval of K.C.C. Tariff 18.11.0, Canceling K.C.C. Tariff 18.10.0, Cancellation of Expiring Item 310 Incentive Rate Program for Demethanized Mix. Suspension Order: June 28, 2021	21-MDAP-173-TAR	
7	In the Matter of CenturyLink Communications, LLC Kansas Tariff No. 2, Competitive Access Service, Adds the Assumed Corporate Name "Lumen Technologies Group" and Updates the List of Service Marks and Trade Names Owned by CenturyLink, Inc. Which May be Used by the Company with Permission. Order Assessing Costs	21-QWCT-174-TAR	
8	In the Matter of the Investigation of Lawn Master Systems LLC of Overland Park, 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). Penalty Order	21-DPAX-159-PEN	
9	In the Matter of the Investigation of Lexeco, Inc. of Leavenworth, 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). Penalty Order	21-DPAX-165-PEN	
10	In the Matter of the Investigation of Miller Excavating, Inc. of Edgerton, 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). Penalty Order	21-DPAX-166-PEN	
11	In the Matter of the Investigation of B&G Services LLC of Liberal, 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. Order Amending Penalty Assessment	21-TRAM-142-PEN	
12	In the Matter of the Investigation of Mario Lopez Benitez, d/b/a Maya Trucking of Wichita, 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. Order Amending Penalty Assessment	21-TRAM-125-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees <i>2019 UCR Penalty Orders</i>	21-TRAM-171-PEN	
14	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	21-TRAM-5031-TRA	

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

For the Commission :



Susan K. Duffy, Chair



Dwight D. Keen, Commissioner



Andrew J. French, Commissioner

Attest:



Lynn M. Retz
Executive Director



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Susan K. Duffy, Chair
Dwight D. Keen, Commissioner
Andrew J. French, Commissioner

Laura Kelly, Governor

**Transportation Orders By Docket Number
21-TRAM-5031-TRA**

Order Number	Description	Removed
20201030142400	<i>In the Matter of the Application of ROCKIN R TRUCKING LLC of LA CYGNE KS for Authority for a Certificate of Public Service.</i> USDOT #3405651 ROCKIN R TRUCKING LLC of LA CYGNE KS - Order Granting Application for Certificate of Public Service	

Total # of Orders: 1

End of Report

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Susan K. Duffy, Chair
Dwight D. Keen, Commissioner
Andrew J. French, Commissioner

Laura Kelly, Governor

Transportation Orders By Docket Number 21-TRAM-171-PEN

Order Number	Description	Removed
20-2092	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - T & J Farm LLC	
20-2094	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Thomas Wade Patteson dba J & W Landscaping	
20-2096	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Tilden Logistics LLC	
20-2098	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Timothy W Grable	
20-2100	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Tracy Jaes LLC	

**Transportation Orders By Docket Number
21-TRAM-171-PEN**

Order Number	Description	Removed
20-2102	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Troy B Wiens dba MacTrailerSales	
20-2104	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - VG Utilities	
20-2106	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Webber Hauling	
20-2108	<i>Order for Docket 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> <i>Docket No. '21-TRAM-171-PEN'</i> <i>Synopsis: 'In the Matter of the Investigation of Certain Motor Carriers for Failure to Pay 2019 UCR Fees'</i> 2019 UCR Penalty Order - Wolf Creek Farms LLC	

Total # of Orders: 9

End of Report