

Kansas Corporation Commission
Commission Meeting
March 18, 2021
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

Due to the COVID-19 Pandemic the Business Meeting was not open to the public.
The Business Meeting was streamed on YouTube and could be accessed on the KCC webpage at
kcc.ks.gov. Public Access to KCC offices is currently by appointment only
to help reduce the spread of COVID-19.

MINUTES

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on March 18, 2021, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chairperson French, Commissioner Keen and Commissioner Duffy appeared by video streaming. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Duffy moved for approval of the Items on the Consent Agenda dated March 18, 2021, containing pages one through three and are attached to these Minutes. Commissioner Keen seconded the motion.

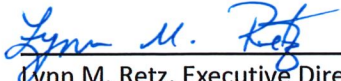
The motion was approved.

2. **Noticed Item:**
Docket No. 21-SPEE-331-GIE
In the Matter of the Investigation into Southern Pioneer Electric Company Regarding the February 2021 Winter Weather Events, as Contemplated by Docket No. 21-GIMX-303-MIS.

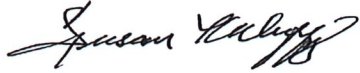
Chairperson French stated the Commission would be passing over this order today. Commissioners Keen and Duffy agreed.

There being no further matters before the Commission, Commissioner Keen moved for adjournment of the Commission meeting. Commissioner Duffy seconded the motion. The motion was approved. The Commission adjourned the March 18, 2021, Commission Meeting at 10:02 a.m.

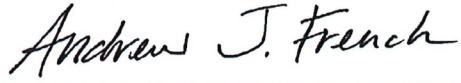
Respectfully submitted,



Lynn M. Retz, Executive Director



Susan K. Duffy, Commissioner



Andrew J. French, Chairperson



Dwight D. Keen, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, March 18, 2021

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 Berexco LLC for a third exception to the 10-year time limitation of K.A.R. 82-3-111 for its Vernon North Unit #2-1A well located in the SW NE SW of Sec 9, T35S, R2E, Sumner County, Kansas. <i>Order Closing Docket</i>	21-CONS-3090-CEXC	
2	In the matter of the application of Berexco LLC for a fourth exception to the 10-year time limitation of K.A.R. 82-3-111 for its Coggins Lease #1 well located in the NW NW NW SW of Sec 9, T35S, R02E Sumner County, Kansas. <i>Order Closing Docket</i>	21-CONS-3120-CEXC	
3	In the matter of the failure of Patrick Development Corporation (Operator) to comply with K.A.R. 82-3-117 at the Gray #PDC3 well in Woodson County, Kansas. <i>Penalty Order - Patrick Development Corporation</i>	21-CONS-3195-CPEN	
4	In the matter of the failure of Royal Energy, Inc. (Operator) to comply with K.A.R. 82 3 117 at the DD #1 and ND #1 wells in Ness County, Kansas. <i>Penalty Order - Royal Energy, Inc.</i>	21-CONS-3196-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of the failure of Southwind Petroleum Corp. (Operator) to comply with K.A.R. 82-3-602 and K.A.R. 82 3-608 at the CDK Holdings, LLC #16-1 well in Stafford County, Kansas. <i>Penalty Order - Southwind Petroleum Petroleum Corp.</i>	21-CONS-3197-CPEN	
6	In the Matter of Every Kansas Metro, Inc. and Every Kansas Central, Inc. Filing Compliance Reports and Information Notify the Commission upon Closing Walk-in Payment Locations Docket No. 04-GIMX-651-GIV <i>Order Closing Docket</i>	21-EKME-287-CPL	
7	In the Matter of the Application of Every Metro, Inc. for Approval of 2020 Actual Cost Adjustment ("ACA") <i>Order Granting CURB's Petition to Intervene, Discovery Order and Protective Order</i>	21-EKME-325-ACA	
8	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy to Update Tariff Daily Delivery Variance Charges <i>Order Assessing Costs</i>	21-BHCG-345-TAR	
9	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy to Update Tariff Daily Delivery Variance Charges <i>Suspension Order: November 8, 2021</i>	21-BHCG-345-TAR	
10	In the Matter of the Application of The Empire District Electric Company's Submission of its Affiliated Interest Agreements with Neosho Ridge Wind, LLC and Affiliated Interest Agreements Relating to the Neosho Ridge Wind Project <i>Order Assessing Costs</i>	21-EPDE-346-CON	
11	In the Matter of Spectrotel, Inc. Changing it Name to Spectrotel of the Midwest LLC (CLEC) <i>Order Assessing Costs</i>	21-SPIT-347-CCN	
12	In the Matter of Spectrotel, Inc. Changing it Name to Spectrotel of the Midwest LLC (IXC) <i>Order Assessing Costs</i>	21-SPIT-348-CCN	
13	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay 2019 UCR Fees <i>Order Suspending Intrastate Motor Carrier Operations - Jarod Stanonis</i>	21-TRAM-155-PEN	
14	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay 2019 UCR Fees <i>Order Suspending Intrastate Motor Carrier Operations - Jonathan Brett Hilton</i>	21-TRAM-162-PEN	
15	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay 2019 UCR Fees <i>Order Suspending Intrastate Motor Vehicle Operations - JP Contracting LLC</i>	21-TRAM-162-PEN	
16	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay 2019 UCR Fees <i>Order Suspending Intrastate Motor Vehicle Operations - Larry Kenneth Olberding</i>	21-TRAM-162-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
17	In the Matter of the Investigation of Bauman Brothers, LLC d/b/a Bauman Brothers Farms of Garnett, 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. <i>Penalty Order</i>	21-TRAM-344-PEN	
18	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	21-TRAM-5062-TRA	
19	In the Matter of Dish Wireless, LLC Requesting for Waiver of Penalties to the Commission <i>Order on Dish Wireless, LLC's Petition for Waiver of Penalties</i>	21-DWLZ-285-KSF	

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

For the Commission :

Andrew J. French

Andrew J. French, Chairperson

Dwight D. Keen

Dwight D. Keen, Commissioner

Susan K. Duffy

Susan K. Duffy, Commissioner

Attest:

Lynn M. Retz
Lynn M. Retz
Executive Director

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

Laura Kelly, Governor

**Transportation Orders By Docket Number
21-TRAM-5062-TRA**

Order Number	Description	Removed
20210312101041	<i>In the Matter of the Application of PUMPHREY TRUCKING LLC of MANKATO KS for Authority for a Certificate of Public Service.</i> USDOT #2827041 PUMPHREY TRUCKING LLC of MANKATO KS - Order Granting Application for Certificate of Public Service	
20210312140650	<i>In the Matter of the Application of CCM TRANSPORTATION LLC of GARDNER KS for Authority for a Certificate of Public Service.</i> USDOT #3566925 CCM TRANSPORTATION LLC of GARDNER KS - Order Granting Application for Certificate of Public Service	
20210315111323	<i>In the Matter of the Application of FROESE HARVESTING LLC of INMAN KS for Authority for a Certificate of Public Service.</i> USDOT #3547205 FROESE HARVESTING LLC of INMAN KS - Order Granting Application for Certificate of Public Service	
20210315151207	<i>In the Matter of the Emergency Suspension of Authority of RODNEY BROWN of GORHAM KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2397221 RODNEY BROWN of GORHAM KS - Emergency Order Suspending Authority	
20210315151207	<i>In the Matter of the Emergency Suspension of Authority of REINOS TOWING LLC of HOLTON KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1612545 REINOS TOWING LLC of HOLTON KS - Emergency Order Suspending Authority	
20210315151207	<i>In the Matter of the Emergency Suspension of Authority of TMB TRUCK LINE LLC of FILLEY NE for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1188480 TMB TRUCK LINE LLC of FILLEY NE - Emergency Order Suspending Authority	

Total # of Orders: 6

End of Report