

Kansas Corporation Commission
Commission Meeting
October 12, 2021
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, 2021, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

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

1. **Consent Agenda:** Commissioner Duffy moved for approval of the Items on the Consent Agenda dated October 12, 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-KGSG-332-GIG

In the Matter of the Investigation into Kansas Gas Service Company, a Division of One Gas Inc. Regarding the February 2021 Winter Weather Events, as Contemplated by Docket No. 21-GIMX-303-MIS.

Commissioner Duffy moved for approval of order # 21-2178 – Order on NGTCC’s Petition for Reconsideration of the Denial of its Motion Requesting Issuance of a Subpoena. Commissioner Keen seconded the motion.

The order was approved.

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 October 12, 2021, Commission Meeting at 10:11 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: Tuesday, October 12, 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 failure of L. D. Drilling, Inc. (Operator) to comply with K.A.R. 82 3 111 at the Beaver #6 well in Stafford County, Kansas. <i>Penalty Order - L. D. Drilling, Inc.</i>	22-CONS-3161-CPEN	
2	In the matter of the failure of CK Oil & Gas, LLC (Operator) to comply with K.A.R. 82-3-407 at the Senter #1 well in Sedgwick County, Kansas. <i>Penalty Order - CK Oil & Gas, LLC</i>	22-CONS-3162-CPEN	
3	In the matter of the failure of Palomino Petroleum, Inc. (Operator) to comply with K.A.R. 82 3 111 at the Patricia #1 well in Ness County, Kansas. <i>Penalty Order - Palomino Petroleum, Inc.</i>	22-CONS-3163-CPEN	
4	In the matter of the failure of Culbreath Oil & Gas Company, Inc. (Operator) to comply with K.A.R. 82 3 111 at the Dewey Trust #2-7A, Mader #1-01, Mader #2-01, and Werth #1-2 wells in Rawlins and Sheridan Counties, Kansas. <i>Penalty Order - Culbreath Oil & Gas Company, Inc.</i>	22-CONS-3164-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application for Approval of an Interconnection, Collocation and Resale Agreement Between United Telephone Company of Eastern Kansas d/b/a CenturyLink; United Telephone Company of Kansas d/b/a CenturyLink; United Telephone Company of Southcentral Kansas d/b/a CenturyLink; Embarras Missouri, Inc. d/b/a CenturyLink and Comcast Phone of Kansas, LLC d/b/a Comcast Digital Phone Pursuant to the Telecommunications Act of 1996 Order Approving Interconnection Agreement Modification	17-UTDT-077-IAT	
6	In the Matter of an Investigation to Determine the Affordable Local Service Rates for Rate-of-Return Regulated Carriers and the Annual Assessment Rate for the Twenty-Fifth Year of the Kansas Universal Service Fund, Effective March 1, 2021. Order Approving Traffic Factors for Consumer Cellular Incorporated (Oct - Dec 2021)	21-GIMT-095-GIT	
7	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. Order Assessing Commission Costs	22-ALLX-138-ASM	
8	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. Order Assessing CURB Costs	22-ALLB-139-ASM	
9	In the Matter of the Joint Application of Sunflower Electric Power Corporation and Wheatland Electric Cooperative, Inc. for Approval of Special Contract. Order Granting Discovery and Protective Order	22-SEPE-154-CON	
10	In the Matter of the Joint Application of Sunflower Electric Power Corporation and Wheatland Electric Cooperative, Inc. for Approval of Special Contract. Suspension Order	22-SEPE-154-CON	
11	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay 2020 Unified Carrier Registration Fees Order Granting Staff's Motion to Reinstate Motor Carrier Operation and Vacate Penalty Order - Fleet Care Services LLC	21-TRAM-452-PEN	
12	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay its 2021 Unified Carrier Registration Fees Order Vacating the Penalty Order - Big Dawg Carriers Inc	22-TRAM-144-PEN	
13	In the Matter of the Investigation into Certain Motor Carriers for Failure to Pay its 2021 Unified Carrier Registration Fees Fischer Brothers LLC - Order Vacating Penalty Order	22-TRAM-144-PEN	
14	Transportation orders to be approved by the Commission on the Consent Agenda. Transportation Economic Orders	22-TRAM-5025-TRA	

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 22-TRAM-5025-TRA

Order Number	Description	Removed
20211005094345	<i>In the Matter of the Application of MATTHEW R BILYEU of NEODESHA KS for Authority for a Certificate of Public Service.</i> USDOT #2149160 MATTHEW R BILYEU of NEODESHA KS - Order Granting Application for Certificate of Public Service	
20211005104159	<i>In the Matter of the Application of H & R LINE TRANSPORT LLC of LIBERAL KS for Authority for a Certificate of Public Service.</i> USDOT #3678631 H & R LINE TRANSPORT LLC of LIBERAL KS - Order Granting Application for Certificate of Public Service	
20211007144242	<i>In the Matter of the Application of BOWFOUR LOGISTICS LLC of WHITEWATER KS for Authority for a Certificate of Public Service.</i> USDOT #3711804 BOWFOUR LOGISTICS LLC of WHITEWATER KS - Order Granting Application for Certificate of Public Service	
20211007144506	<i>In the Matter of the Emergency Suspension of Authority of CHRISTOPHER DOLD of EMPORIA KS for the Failure to Maintain Insurance Coverage as Required by Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3500864 CHRISTOPHER DOLD of EMPORIA KS - Order Rescinding Emergency Order Suspending Authority for Failure to Maintain Insurance Coverage	

Total # of Orders: 4

End of Report