

Kansas Corporation Commission
Commission Meeting
December 9, 2021
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 SW Arrowhead Rd., Topeka, Kansas

MINUTES

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on December 9, 2021, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead Road, 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 December 9, 2021, containing pages one through three attached to these Minutes. Chairperson French seconded the motion.

The motion was approved.

2. **Noticed Items:**

- A. **Docket No. 22-EKCE-141-PRE**

In the Matter of the Petition of Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. for Determination of the Ratemaking Principles and Treatment that will Apply to the Recovery in Rates of the Cost to be Incurred for Certain Electric Generation Facilities Under K.S.A. 66-1239.

Commissioner Duffy moved for approval of Order #21-2714 – Order on Joint Petition for Limited Reconsideration. Chairperson French seconded the motion.

The order was approved.

- B. **Docket No. 22-GIMX-171-MIS**


In the Matter of the Kansas Open Records Act Request dated September 20, 2021, by Max McCoy, Columnist, Kansas Reflector.

Commissioner Duffy moved for approval of Order # 21-2717 – Order on KORA Request. Chairperson French seconded the motion.

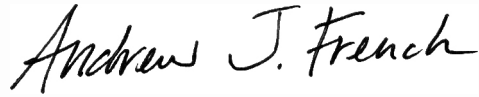
The order was approved.

There being no further matters before the Commission, Chairperson French moved for adjournment of the Commission meeting. Commissioner Duffy seconded the motion. The motion was approved. The Commission adjourned the December 9, 2021 Commission Meeting at 10:07 a.m.


Respectfully submitted,




Lynn M. Retz, Executive Director



Andrew J. French, Chairperson



Susan K. Duffy, Commissioner



Dwight D. Keen, Commissioner



ITEMS OF Consent Agenda

Approval Date: Thursday, December 9, 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 Bayonet Petroleum, LLC to comply with K.A.R. 82-3-120. <i>Penalty Order - Bayonet Petroleum, LLC</i>	22-CONS-3235-CPEN	
2	In the matter of the failure of North Lake Resources to comply with K.A.R. 82-3-120. <i>Penalty Order - North Lake Resources</i>	22-CONS-3236-CPEN	
3	In the matter of the failure of Christian Martin dba Martin Oil Properties to comply with K.A.R. 82-3-120. <i>Penalty Order - Christian Martin dba Martin Oil Properties</i>	22-CONS-3237-CPEN	
4	In the matter of the failure of Calvin Gene Carter to comply with K.A.R. 82-3-120. <i>Penalty Order - Calvin Gene Carter</i>	22-CONS-3238-CPEN	
5	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. <i>Order Approving Traffic Factors for USCOC of Nebraska/Kansas LLC and Kansas #15, LP, D/B/A U.S. Cellular</i>	21-GIMT-095-GIT	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
6	In the Matter of the Joint Application of Evergy Kansas Metro and Evergy Kansas Central for Authority of a Written Territorial Agreement Designating the Boundaries of Each Utility Specifically in a Portion of Section 33, Township 12 South, Range 23 East, in Gran Villa at the Reserve in Johnson County, Kansas <i>Order Granting Application</i>	22-EKME-100-CCS	
7	In the Matter of the Application of Evergy Kansas Central, Inc. for Authority to Transact the Business of an Electric Public Utility Specifically in a portion of Section 33, Township 12 South, Range 23 East, in Gran Villa at the Reserve in Johnson County, Kansas. <i>Order and Certificate</i>	22-EKCE-108-COC	
8	In the Matter of Blue Valley Tele-Communications Filing Tariff Revisions to its General Exchange Service Charges. <i>Suspension Order</i>	22-BLVT-225-TAR	
9	In the Matter of the Application of Business Telecom, LLC' Notice to Request to Withdraw Certification (IXC) <i>Order Cancelling Certificate of Convenience and Authority to Provide Interexchange Service in Kansas</i>	22-BTMC-231-CCS	
10	In the Matter of the Application of Business Telecom, LLC Request to Withdraw Certification (CLEC) <i>Order Cancelling Certificate of Convenience and Authority to Provide Local Exchange Service in Kansas</i>	22-BTMT-232-CCS	
11	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	22-TRAM-5040-TRA	

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

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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-5040-TRA

Order Number	Description	Removed
20211203101340	<i>In the Matter of the Emergency Suspension of Authority of BROWNS TREE SERVICE LC of TOPEKA KS for the Failure to Maintain Insurance Coverage as Required by Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1142427 BROWNS TREE SERVICE LC of TOPEKA KS - Order Rescinding Emergency Order Suspending Authority for Failure to Maintain Insurance Coverage	
20211203143930	<i>In the Matter of the Application of GATEWAY AG LLC of ULYSSES KS for Authority for a Certificate of Public Service.</i> USDOT #3740034 GATEWAY AG LLC of ULYSSES KS - Order Granting Application for Certificate of Public Service	
20211203143934	<i>In the Matter of the Application of GATEWAY AG LLC of ULYSSES KS for a Private Carrier Permit.</i> USDOT #3740034 GATEWAY AG LLC of ULYSSES KS - Order Granting Application for a Private Carrier Permit	
20211203144034	<i>In the Matter of the Application of WILSON AVENUE TRANSPORTATION COMPANY LLC of LEAVENWORTH KS for a Private Carrier Permit.</i> USDOT #2425849 WILSON AVENUE TRANSPORTATION COMPANY LLC of LEAVENWORTH KS - Order Granting Application for a Private Carrier Permit	
20211203144331	<i>In the Matter of the Application of JACOB BANMAN PETERS of LEOTI KS for Authority for a Certificate of Public Service.</i> USDOT #3717086 JACOB BANMAN PETERS of LEOTI KS - Order Granting Application for Certificate of Public Service	
20211206101730	<i>In the Matter of the Application of IGWT INC of WICHITA KS for a Private Carrier Permit.</i> USDOT #2444938 IGWT INC of WICHITA KS - Order Granting Application for a Private Carrier Permit	
20211206101759	<i>In the Matter of the Application of LEIKER FARMS & TRUCKING LLC of HAYS KS for Authority for a Certificate of Public Service.</i> USDOT #2419027 LEIKER FARMS & TRUCKING LLC of HAYS KS - Order Granting Application for Certificate of Public Service	

Total # of Orders: 7

**Transportation Orders By Docket Number
22-TRAM-5040-TRA**

End of Report

For the Commission :

Andrew J. French

Andrew J. French, Chairperson

[Signature]
Dwight D. Keen, Commissioner

Susan K. Duffy
Susan K. Duffy, Commissioner

Attest:

Lynn M. Retz

Lynn M. Retz
Executive Director