

Kansas Corporation Commission
Commission Meeting
December 14, 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 14, 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 14, 2021, containing pages one through four attached to these Minutes. Commissioner Keen seconded the motion.

The motion was approved.

2. **Noticed Items:**

- A. **Docket No. 22-EKCE-188-COM**

In the Matter of the Complaint Against Evergy by Dean Tollefson.

Commissioner Duffy moved for approval of Order #21-2739 – Order on Prima Facie Determination. Commissioner Keen seconded the motion.

The order was approved.

- B. **Docket No. 22-EKCE-204-COM**

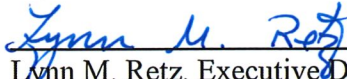
In the Matter of the Complaint Against Evergy Central by Mike Allen.

Commissioner Duffy moved for approval of Order # 21-2744 – Order on Prima Facie Determination. Commissioner Keen seconded the motion.

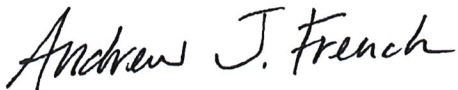
The order was approved.

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 December 14, 2021 Commission Meeting at 10:07 a.m.

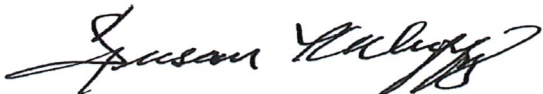
Respectfully submitted,




Lynn M. Retz, Executive Director



Andrew J. French, Chairperson



Susan K. Duffy, Commissioner



Dwight D. Keen, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, December 14, 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 Little Chief Energy Corporation (Operator) to comply with K.A.R. 82-3-120 and K.A.R. 82-3-133 by operating under a suspended license. <i>Order Approving Settlement Agreement</i>	21-CONS-3200-CPEN	
2	In the matter of the failure of Midwest Oil, LLC (Operator) to comply with K.A.R. 82-3-120. <i>Order Denying Requests for Reinstatement/Renewal of Operator's License and Exception from Provisions of KAR 82-3-120</i>	22-CONS-3119-CPEN	
3	In the matter of the failure of Ace Energy, LLC (Operator) to comply with K.A.R. 82 3 111 at twenty-one wells in Crawford and Neosho Counties, Kansas. <i>Order Designating Presiding Officer and Setting Prehearing Conference</i>	22-CONS-3215-CPEN	
4	In the Matter of the Application of Andrew Rhea (Operator) for an Operator's License Renewal. <i>License Application - Andrew Rhea</i>	22-CONS-3241-CMSC	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application of Clyde E. Calvert dba C & C Oil & Gas (Operator) for an Operator's License Renewal. <i>License Application - Clyde E. Calvert dba C & C Oil & Gas</i>	22-CONS-3242-CMSC	
6	In the Matter of the Application of Wausau Development Corporation (Operator) for an Operator's License Renewal. <i>License Application - Wausau Development Corporation</i>	22-CONS-3243-CMSC	
7	In the Matter of the Notification of the Merger of TCG Kansas City, Inc. and Teleport Communications America, LLC, Request for Transfer of Existing Certificates of Public Convenience and Necessity; and Application for Issuance of a Certificate of Public Convenience and Necessity to Teleport Communications America, LLC to Operate as a Provider of Telecommunications Services Within the State of Kansas. <i>Order Granting Enlargement of Time to File Response to RLEC Petitions</i>	13-TCAT-374-COC	
8	In the Matter of an Investigation into Natural Gas Pipeline Safety Rules and Regulations. <i>Order Closing Docket</i>	19-GIMP-431-GIP	
9	In the Matter of the Recommendation to Open a General Investigation into the Operations of Kansas Gas Service Regarding a Natural Gas Incident that Occurred Near the Intersection of Highway 56 and 60th Avenue in Rural Barton County, Kansas. <i>Order Adopting Staff's Report and Recommendation</i>	21-KGSG-328-GIP	
10	In the Matter of the Application of Evergy Kansas Central, Inc. for a Certificate of Public Convenience and Authority to Transact the Business of an Electric Public Utility Defined as M101079795 34kV and M101079830 12kV Transmission Line Project in Greenwood County, Kansas <i>Order Granting Transmission Rights Only Certificate</i>	22-EKCE-077-COC	
11	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. <i>Nunc Pro Tunc Order Granting Joint Petition for Limited Reconsideration</i>	22-EKCE-141-PRE	
12	In the Matter of the Investigation Into Certain Motor Carriers for Failure to Pay its 2021 Unified Carrier Registration Fees <i>Order Granting Staff's Motion to Vacate Penalty Order - Harney Transportation LLC</i>	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 <i>Order Granting Staff's Motion to Vacate Penalty Order - Precision Plumbing LLC</i>	22-TRAM-144-PEN	
14	In the Matter of the Investigation of GGM Trucking LLC, of Overland Park, Kansas, Regarding the Violation(s) of the 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>2021 UCR Penalty Order</i>	22-TRAM-242-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	In the Matter of the Investigation of Bruck Trucking LLC, of Shawnee, Kansas, Regarding the Violation(s) of the 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>2021 UCR Penalty Order</i>	22-TRAM-243-PEN	
16	In the Matter of the Investigation of Warren A. Leidig, of Clay Center, Kansas, Regarding the Violation(s) of the 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>2021 UCR Penalty Order</i>	22-TRAM-244-PEN	
17	In the Matter of the Emergency Suspension of Operating Authority of Bussinger Trucking Company LLC, of Parsons, Kansas, for Failure to Comply With Federal New Entrant Safety Requirements as Required by the Kansas Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	22-TRAM-245-OOS	
18	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	22-TRAM-5041-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-5041-TRA

Order Number	Description	Removed
20211206162945	<i>In the Matter of the Application of MAY PRECISION AG LLC of KIOWA KS for a Private Carrier Permit.</i> USDOT #1859424 MAY PRECISION AG LLC of KIOWA KS - Order Granting Application for a Private Carrier Permit	
20211207085932	<i>In the Matter of the Application of JESUS NOE RUBIO LEYVA of GARDEN CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3680724 JESUS NOE RUBIO LEYVA of GARDEN CITY KS - Order Granting Application for Certificate of Public Service	
20211207145153	<i>In the Matter of the Application of STRINGBEAN SERVICES LLC of WICHITA KS for Authority for a Certificate of Public Service.</i> USDOT #3340400 STRINGBEAN SERVICES LLC of WICHITA KS - Order Granting Application for Certificate of Public Service	
20211207145836	<i>In the Matter of the Application of H & M TRUCKING LLC of GARDEN CITY KS for Authority for a Certificate of Public Service.</i> USDOT #2793106 H & M TRUCKING LLC of GARDEN CITY KS - Order Granting Application for Certificate of Public Service	
20211207153001	<i>In the Matter of the Application of DERUSSEAU FUEL TRANSPORT INC of CLYDE KS Seeking a Permit of Private Authority.</i> USDOT #1030581 DERUSSEAU FUEL TRANSPORT INC of CLYDE KS - Order Dismissing Application for Permit of Private Authority	
20211207153002	<i>In the Matter of the Emergency Suspension of Authority of BRUCE ENGELMAN of BUFFALO KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1226183 BRUCE ENGELMAN of BUFFALO KS - Emergency Order Suspending Authority	
20211207153002	<i>In the Matter of the Emergency Suspension of Authority of MODZ TOWING & RECOVERY LLC of GARNETT KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3314243 MODZ TOWING & RECOVERY LLC of GARNETT KS - Emergency Order Suspending Authority	

**Transportation Orders By Docket Number
22-TRAM-5041-TRA**

Order Number	Description	Removed
20211207153002	<i>In the Matter of the Emergency Suspension of Authority of TRILOBITE TESTING INC of HAYS KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1055517 TRILOBITE TESTING INC of HAYS KS - Emergency Order Suspending Authority	
20211207153002	<i>In the Matter of the Emergency Suspension of Authority of L BLIXT CONSTRUCTION INC of CHAPMAN KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1408509 L BLIXT CONSTRUCTION INC of CHAPMAN KS - Emergency Order Suspending Authority	
20211207153002	<i>In the Matter of the Emergency Suspension of Authority of PAINTED RIVER TRANSPORT INC of MULVANE KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1232281 PAINTED RIVER TRANSPORT INC of MULVANE KS - Emergency Order Suspending Authority	
20211208101020	<i>In the Matter of the Application of PETER WALL of ULYSSES KS for the Abandonment of Certificate of Public Service.</i> USDOT #1916789 PETER WALL of ULYSSES KS - Order Granting Request for Abandonment for Certificate of Public Service	
20211209153002	<i>In the Matter of the Application of BRUCK TRUCKING LLC of SHAWNEE KS Seeking Authority for a Certificate of Public Service.</i> USDOT #3709478 BRUCK TRUCKING LLC of SHAWNEE KS - Order Dismissing Application for Certificate of Public Service	

Total # of Orders: 12

End of Report