

Kansas Corporation Commission
Commission Meeting
May 10, 2022
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 May 10, 2022, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 SW Arrowhead Road, Topeka, Kansas.

Present: Chair Keen, Commissioner Duffy 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 May 10, 2022, containing pages one through four attached to these Minutes. Commissioner Duffy seconded the motion.

The motion was approved.

2. **Noticed Item:**

Docket No. 22-CONS-3418-CPEN

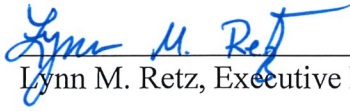
In the matter of the failure of KanOK Energy, LLC (Operator) to comply with K.A.R. 82-3-120 and K.A.R. 82-3-133 by operating under a suspended license.

Commissioner Duffy moved for approval of Order #22-0869 – Shut-In Order. Commissioner French seconded the motion.

The order was approved.

There being no further matters before the Commission, Commissioner French moved for adjournment of the Commission meeting. Commissioner Duffy seconded the motion. The Commission adjourned the May 10, 2022 Commission Meeting at 10:02 a.m.

Respectfully submitted,



Lynn M. Retz, Executive Director



Dwight D. Keen, Chair



Susan K. Duffy, Commissioner



Andrew J. French, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, May 10, 2022

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 non-compliance by Prairie Gas Operating, LLC (Operator) with the Commission's Final Order in four consolidated dockets, regarding wells in Greeley and Hamilton Counties, Kansas. <i>Order Designating Presiding Officer and Setting Prehearing Conference</i>	22-CONS-3349-CMSC	
2	In the Matter of the Application of Apollo Energies, Inc. (Operator) for a Permit to Authorize the Enhanced Recovery of Saltwater into the Bowers #1 Well Located in the NE/4 of Section 3, Township 28 South, Range 11 West Pratt County, Kansas. <i>Order Designating Presiding Officer and Setting Prehearing Conference</i>	22-CONS-3367-CUIC	
3	In the matter of the failure of American Warrior, Inc. (Operator) to comply with K.A.R. 82-3-126 at the Pulliam Lease Tank Battery in Harper County, Kansas. <i>Penalty Order - American Warrior, Inc.</i>	22-CONS-3409-CPEN	
4	In the matter of the failure of Ace Energy, LLC (Operator) to comply with K.A.R. 82 3 111 at the DR Nelson #DR #3, D R Nelson #P-2, and D R Nelson #V-2 wells in Allen County, Kansas. <i>Penalty Order - Ace Energy, LLC</i>	22-CONS-3410-CPEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of the failure of Dawson-Markwell Exploration Co. (Operator) to comply with K.A.R. 82 3 111 at the Krug #1 well in Stafford County, Kansas. Penalty Order - Dawson-Markwell Exploration Co.	22-CONS-3411-CPEN	
6	In the matter of the failure of Hat Creek Cattle Company, a General Partnership (Operator) to comply with K.A.R. 82-3-120. Penalty Order - Hat Creek Cattle Company, a General Partnership	22-CONS-3412-CPEN	
7	In the matter of the failure of Edward Vance Raschen (Operator) to comply with K.A.R. 82-3-120. Penalty Order - Edward Vance Raschen	22-CONS-3413-CPEN	
8	In the matter of the failure of Mar-Lou Oil Co., LLC (Operator) to comply with K.A.R. 82 3 111 at the Howat #1 well in Rooks County, Kansas. Penalty Order - Mar-Lou Oil Co., LLC	22-CONS-3414-CPEN	
9	In the matter of the failure of J7 Oil & Gas (Operator) to comply with K.A.R. 82 3 111 at thirty-one wells in Miami County, Kansas. Penalty Order - J7 Oil & Gas	22-CONS-3415-CPEN	
10	In the matter of the failure of Peoples Oil, LLC (Operator) to comply with K.A.R. 82 3 111 at thirty wells in Franklin, Linn, and Miami Counties, Kansas. Penalty Order - Peoples Oil, LLC	22-CONS-3416-CPEN	
11	In the Matter of the Application of Southwind Petroleum Corp. (Operator) for an Operator's License Renewal. Order Denying Application for License	22-CONS-3417-CMSC	
12	In the Matter of the Audit of Cellco Partnership by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 66-2010(b) for KUSF Operating Year 24, Fiscal Year March 2020-February 2021. Order Adopting Audit Report and Closing the Docket	22-CELZ-022-KSF	
13	In the Matter of the Audit of Alltel Corporation d/b/a Verizon Wireless by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 66-2010(b) for KUSF Operating Year 24, Fiscal Year March 2020-February 2021. Order Adopting Audit Report and Closing the Docket	22-ALTC-024-KSF	
14	In the Matter of Velocity Fiber LLC's Application for Certificate of Convenience and Authority to Provide Interexchange Telecommunications Services within the State of Kansas. Order Approving Certificate of Convenience Application	22-VFLT-452-COC	
15	In the Matter of the Application of Prairie Land Electric Cooperative, Inc. Seeking Commission Approval to Update Its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 21-SEPE-049-TAR. Suspension Order: December 27, 2022	22-PLCE-496-TAR	

Consent Agenda

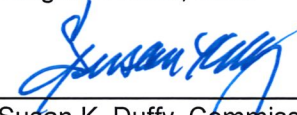
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
16	In the Matter of the Application of Western Cooperative Electric Association, Inc. Seeking Commission Approval to Update Its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 21-SEPE-049-TAR <i>Suspension Order: December 28, 2022</i>	22-WSTE-497-TAR	
17	In the Matter of the Application of The Victory Electric Cooperative Association, Inc. Seeking Commission Approval to Update its Local Access Delivery Service Tariff Pursuant to the 34.5kV Formula Based Rate Plan Approved in Docket No. 21-SEPE-049-TAR. <i>Order Assessing Costs</i>	22-VICE-498-TAR	
18	In the Matter of the Annual Filing of Southern Pioneer Electric Company for Approval to Make Certain Changes to its Charges for Electric Services, Pursuant to the Consolidated Formula Based Ratemaking Plan Approved in Docket No. 19-SPEE-240-MIS. <i>Order Assessing Costs</i>	22-SPEE-501-TAR	
19	In the Matter of the Investigation of 404 Move, Inc. of Salina, 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>Penalty Order</i>	22-TRAM-499-PEN	
20	In the Matter of the Investigation of E&R Trucking LLC of Pomona, 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>Penalty Order</i>	22-TRAM-502-PEN	
21	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	22-TRAM-5079-TRA	

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

For the Commission :



Dwight D. Keen, Chair



Susan K. Duffy, Commissioner



Andrew J. French, Commissioner

Attest:



Lynn M. Retz
Executive Director



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

Laura Kelly, Governor

Transportation Orders By Docket Number 22-TRAM-5079-TRA

Order Number	Description	Removed
20220502164208	<i>In the Matter of the Application of LIFESTYLE OUTDOORS LLC of KANSAS CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3553569 LIFESTYLE OUTDOORS LLC of KANSAS CITY KS - Order Granting Application for Certificate of Public Service	
20220502164633	<i>In the Matter of the Application of RAMON MONSON LOPEZ of ULYSSES KS for Authority for a Certificate of Public Service.</i> USDOT #2161355 RAMON MONSON LOPEZ of ULYSSES KS - Order Granting Application for Certificate of Public Service	
20220503153001	<i>In the Matter of the Application of OTTAWAY LEGACY SHOWS LLC of ONAGA KS Seeking a Permit of Private Authority.</i> USDOT #3810574 OTTAWAY LEGACY SHOWS LLC of ONAGA KS - Order Dismissing Application for Permit of Private Authority	
20220503153001	<i>In the Matter of the Application of D & A TRANSPORTATION LLC of KANSAS CITY MO Seeking Authority for a Certificate of Public Service.</i> USDOT #3761037 D & A TRANSPORTATION LLC of KANSAS CITY MO - Order Dismissing Application for Certificate of Public Service	
20220503153002	<i>In the Matter of the Emergency Suspension of Authority of JUAN P ARMENDARIZ MORENO of LIBERAL KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2832929 JUAN P ARMENDARIZ MORENO of LIBERAL KS - Emergency Order Suspending Authority	
20220503153002	<i>In the Matter of the Emergency Suspension of Authority of KEARNEY AND SON INC of VALLEY FALLS KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2468733 KEARNEY AND SON INC of VALLEY FALLS KS - Emergency Order Suspending Authority	
20220504100037	<i>In the Matter of the Application of FRALY TRUCKING LLC of DODGE CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3822010 FRALY TRUCKING LLC of DODGE CITY KS - Order Granting Application for Certificate of Public Service	

**Transportation Orders By Docket Number
22-TRAM-5079-TRA**

Order Number	Description	Removed
20220504100037	<i>In the Matter of the Application of FRALY TRUCKING LLC of DODGE CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3822010 FRALY TRUCKING LLC of DODGE CITY KS - Order Granting Application for Certificate of Public Service	
20220504100037	<i>In the Matter of the Application of FRALY TRUCKING LLC of DODGE CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3822010 FRALY TRUCKING LLC of DODGE CITY KS - Order Granting Application for Certificate of Public Service	
20220504100430	<i>In the Matter of the Application of ABG TRUCKING INC of WICHITA KS for Authority for a Certificate of Public Service.</i> USDOT #3865343 ABG TRUCKING INC of WICHITA KS - Order Granting Application for Certificate of Public Service	
20220505153002	<i>In the Matter of the Emergency Suspension of Authority of OUTLANDER TRANSPORT LLC of BELVUE KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2946344 OUTLANDER TRANSPORT LLC of BELVUE KS - Emergency Order Suspending Authority	
20220505153002	<i>In the Matter of the Emergency Suspension of Authority of RANDY LILLARD of SALINA KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3606891 RANDY LILLARD of SALINA KS - Emergency Order Suspending Authority	
20220505153002	<i>In the Matter of the Emergency Suspension of Authority of KANSAS SUBMERSIBLE PUMPS INC of STERLING KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2412924 KANSAS SUBMERSIBLE PUMPS INC of STERLING KS - Emergency Order Suspending Authority	

Total # of Orders: 13

End of Report