

**Kansas Corporation Commission**  
**Commission Meeting**  
**September 13, 2022**  
10:00 a.m. 1<sup>st</sup> 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 September 13, 2022, in the 1<sup>st</sup> 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 September 13, 2022, containing pages one through four attached to these Minutes. Commissioner Duffy seconded the motion.

The motion 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 motion was approved. The Commission adjourned the September 13, 2022 Commission Meeting at 10:01 a.m.**

Respectfully submitted,

  
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Lynn M. Retz, Executive Director

  
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Dwight D. Keen, Chair

  
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Susan K. Duffy, Commissioner

  
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Andrew J. French, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Tuesday, September 13, 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 the failure of Kodiak Petroleum, Inc. (Operator) to comply with K.A.R. 82-3-407 at the Seltman (Frick) #1 well in Pawnee County, Kansas. <i>Penalty Order - Kodiak Petroleum, Inc.</i>	23-CONS-3076-CPEN	
2	In the matter of the failure of SNR Kansas Operating, LLC (Operator) to comply with K.A.R. 82 3 111 at the Vernon North #2-1 well in Sumner County, Kansas. <i>Penalty Order - SNR Kansas Operating, LLC</i>	23-CONS-3077-CPEN	
3	In the matter of the failure of Terry D. Schmidt (Operator) to comply with K.A.R. 82 3 111 at the Willems P K #2 well in McPherson County, Kansas. <i>Penalty Order - Terry D. Schmidt</i>	23-CONS-3078-CPEN	
4	In the matter of the failure of Richardson and Son, Inc. (Operator) to comply with K.A.R. 82 3 111 at the Dunn (WECU) #4 well in Cowley County, Kansas. <i>Penalty Order - Richardson and Son, Inc.</i>	23-CONS-3079-CPEN	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application of ValuNet LLC Filing for Kansas Video Service Authorization. <i>Order Granting VSA Termination</i>	13-VNLT-556-VSA	
6	In the Matter of the General Investigation into the Operations of Westar Energy, Inc. Regarding an Accident that Occurred Due to a Steam Release at the Jeffrey Energy Center on June 3, 2018, in St. Mary's Kansas. <i>Order Adopting Staff's Report and Recommendation and Closing Docket</i>	19-WSEE-441-GIE	
7	In the Matter of the Investigation into Black Hills Kansas Gas Utility Company d/b/a Black Hills Energy Regarding the February 2021 Winter Weather Events, as Contemplated by Docket No. 21-GIMX-303-MIS. <i>Order Assessing Costs</i>	21-BHCG-334-GIG	
8	In the Matter of the Audit of Fusion Connect, LLC 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. <i>Order Accepting and Adopting Compliance Report and Closing Docket</i>	22-NBSC-025-KSF	
9	In the Matter of an Investigation to Determine the Annual Assessment Rate for the Twenty-Sixth Year of the Kansas Universal Service Fund, Effective March 1, 2022. <i>Order Approving Traffic Factors for Midco</i>	22-GIMT-142-GIT	
10	In the Matter of the Application of Plains Pipeline, L.P. Pursuant to K.A.R.82-10-02 for Approval of KCC No. 5.18.0. <i>Order Approving Tariff Revisions</i>	23-PPLP-033-TAR	
11	In the Matter of the Application of Black Hills/Kansas Gas Utility Company, LLC d/b/a Black Hills Energy's to Update Transportation Tariff Balancing and Aggregation Requirements and Eliminate Optional Aggregation Service. <i>Order Designating Presiding Officer</i>	23-BHCG-106-TAR	
12	In the Matter of the Petition of Kansas Gas Service, a Division of ONE Gas, Inc. for Approval by the Commission to Change its Gas System Reliability Surcharge per K.S.A. 66-2201 Through 66-2204. <i>Order Granting CURB's Petition to Intervene, Protective Order and Discovery Order</i>	23-KGSG-281-TAR	
13	In the Matter of S&T Telephone Cooperative Association Filing Tariff Revisions to De-Tariffing Non-Regulated Services and Remove Services No Longer Provided. <i>Order Assessing Costs</i>	23-S&TT-349-TAR	
14	In the Matter of the Application of Evergy Kansas Central, Inc. for Authority to Cease Transacting the Business of an Electric Public Utility Specifically, in Section 16, Township 28 South, Range 04 West in Sedgwick County, Kansas. <i>Order Assessing Costs</i>	23-EKCE-354-CCS	

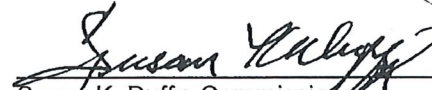
## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
15	In the Matter of the Emergency Suspension of Operating Authority of J Stewenson Company LLC, of Dodge City, Kansas, for Failure to Maintain an Adequate Safety Fitness Standard as Required by the Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	23-TRAM-350-OOS	
16	In the Matter of the Investigation of Street Queens 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>Penalty Order</i>	23-TRAM-351-PEN	
17	In the Matter of the Investigation of Midwest Concrete Materials Inc, of Manhattan, 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>	23-TRAM-352-PEN	
18	In the Matter of the Investigation of Topeka Trailer Repair Inc, of Topeka, 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>	23-TRAM-353-PEN	
19	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	23-TRAM-5016-TRA	
20	In the Matter of the Investigation of Vegas Trucking LLC, of Oberlin, Kansas, Regarding the Violation 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>Order Suspending Intrastate Motor Carrier Operations</i>	23-TRAM-357-OOS	

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

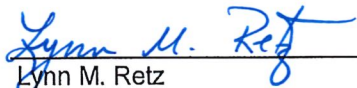
For the Commission :

  
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Dwight D. Keen, Chair

  
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Susan K. Duffy, Commissioner

  
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Andrew J. French, Commissioner

Attest:

  
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Lynn M. Retz  
Executive Director

Transportation Division  
 1500 SW Arrowhead Road  
 Topeka, KS 66604-4027



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

Laura Kelly, Governor

## Transportation Orders By Docket Number 23-TRAM-5016-TRA

Order Number	Description	Removed
20220906153001	<i>In the Matter of the Application of SCHAPER HARDWARE of OSAGE CITY KS Seeking Authority for a Certificate of Public Service.</i> USDOT #3870092 SCHAPER HARDWARE of OSAGE CITY KS - Order Dismissing Application for Certificate of Public Service	
20220906153002	<i>In the Matter of the Emergency Suspension of Authority of FREIGHT LOGISTICS INC of WICHITA KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #828360 FREIGHT LOGISTICS INC of WICHITA KS - Emergency Order Suspending Authority	
20220907140649	<i>In the Matter of the Application of SIMON J WEIGEL of OBERLIN KS for the Abandonment of Certificate of Public Service.</i> USDOT #827201 SIMON J WEIGEL of OBERLIN KS - Order Granting Request for Abandonment for Certificate of Public Service	
20220908104215	<i>In the Matter of the Application of JONES TOWING LLC of ARKANSAS CITY KS for Authority for a Certificate of Public Service.</i> USDOT #3421944 JONES TOWING LLC of ARKANSAS CITY KS - Order Granting Application for Certificate of Public Service	
20220908113605	<i>In the Matter of the Application of ESTRADA TRUCKING LLC of HAYS KS for Authority for a Certificate of Public Service.</i> USDOT #3788570 ESTRADA TRUCKING LLC of HAYS KS - Order Granting Application for Certificate of Public Service	
20220908125352	<i>In the Matter of the Application of KRUMBLIN K TRUCKING LLC of MADISON KS for the Abandonment of Certificate of Public Service.</i> USDOT #3606166 KRUMBLIN K TRUCKING LLC of MADISON KS - Order Granting Request for Abandonment for Certificate of Public Service	
20220908153002	<i>In the Matter of the Emergency Suspension of Authority of LYNLOW TRUCKING LLC of ATWOOD KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3157636 LYNLOW TRUCKING LLC of ATWOOD KS - Emergency Order Suspending Authority	

Total # of Orders:

7

**Transportation Orders By Docket Number  
23-TRAM-5016-TRA**

**End of Report**