

**Kansas Corporation Commission**  
**Commission Meeting**  
**October 27, 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 October 18, 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 October 27, 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-EPDE-567-TAR**

*In the Matter of the Empire District Electric Company for Transmission Delivery Charge (TDC), 2022 Annual True Up.*

Commissioner French moved for approval of Order # 22-2067 – Order Verifying Accuracy of Transmission Delivery Charge. Commissioner Duffy 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 October 27, 2022 Commission Meeting at 10:06 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: Thursday, October 27, 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 application of Merit Energy Company, LLC to recomplete its Greenwood #C-2 well located in the SE/4 of Section 15-T33S-R42W, Morton County, Kansas, as an Increased Density Well in the Greenwood Field, and for a well location exception and assignment of a full allowable. <i>Order Granting Application</i>	23-CONS-3001-CIDW	
2	In the matter of the application of Berexco LLC for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Hummel #3 well located in the NW NW SW of Sec 30, T14S, R14W, Russell County, Kansas. <i>Order Granting Application</i>	23-CONS-3056-CEXC	
3	In the matter of the application of Berexco LLC for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Sutor-B #1 well located in the SE SE SE of Sec 18, T9S, R21W, Graham County, Kansas. <i>Order Granting Application</i>	23-CONS-3057-CEXC	

## Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
4	In the matter of the application of Berexco LLC for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Schraeder #2 well located in the E/2 SE NW of Sec 3, T24S, R24W, Hodgeman County, Kansas. <b><i>Order Granting Application</i></b>	23-CONS-3059-CEXC	
5	In the Matter of the Application of Scout Energy Management, LLC, for an Order Dissolving the Basic Integrated Proration Order for the Hugoton Gas Field and the Panoma Council Grove Gas Field in Kearny, Finney, Grant, Haskell, Morton, Stevens, Seward, Stanton, Gray, Hamilton and Wichita Counties, Kansas. <b><i>Order Designating Presiding Officer and Setting Prehearing Conference</i></b>	23-CONS-3070-CBPO	
6	In the Matter of the Application of Sumner Cowley Electric Cooperative, Inc., for a Certificate of Convenience and Authority to Transact the Business of an Electric Public Utility in the State of Kansas. <b><i>Order and Certificate</i></b>	23-SMCE-008-COC	
7	In the Matter of the Application of City of Winfield for Permission to Cease Operating as a(n) Electric Utility in the State of Kansas. <b><i>Order Granting Application to Cease Transacting the Business of an Electric Public Utility</i></b>	23-WNFE-084-CCS	
8	In the Matter of the Application of Evergy Kansas Metro Inc. for Authority to Cease Transacting the Business of an Electric Public Utility Specifically, in Section 05, Township 15 South, Range 20 East in Douglas County, Kansas. <b><i>Order Assessing Costs</i></b>	23-EKME-430-CCS	
9	In the Matter of the Application of Evergy Kansas Metro, Inc. for Authority to Cease Transacting the Business of an Electric Public Utility Specifically, in Section 19, Township 20 South, Range 20 East in Anderson County, Kansas. <b><i>Order Assessing Costs</i></b>	23-EKME-431-CCS	
10	In the Matter of the Investigation of LOGISTIC MOTION 3PL INC dba LOGISTIC MOTION 3PL, 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. <b><i>Order Granting Staff's Motion to Vacate Penalty Order</i></b>	23-TRAM-211-PEN	
11	In the Matter of the Investigation of REFRIGERATOR TRANSPORT OF KANSAS LLC, of HUTCHINSON, 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. <b><i>Penalty Order</i></b>	23-TRAM-301-PEN	
12	In the Matter of the Investigation of TIMOTHY KAMER dba KACOCO INVESTMENT, 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. <b><i>Penalty Order</i></b>	23-TRAM-302-PEN	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Investigation of SPEEDY TRANSPORT LLC, of WICHITA, 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-303-PEN	
14	In the Matter of the Investigation of NIKBELL TRANSPORT LLC, of BERRYTON, 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-304-PEN	
15	In the Matter of the Investigation of LET'S MOVE KC LLC, of OLATHE, 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-305-PEN	
16	In the Matter of the Investigation of HAFER RUN LOGISTICS LLC dba HAFER RUN LOGISTICS, of COFFEYVILLE, 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-307-PEN	
17	In the Matter of the Investigation of RODNEY C LOWRY dba ROD LOWRY TRUCKING, of WICHITA, 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-308-PEN	
18	In the Matter of the Investigation of DIXON CIDER TRANSPORT LLC, of GREAT BEND, 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-309-PEN	
19	In the Matter of the Investigation of RAMSEY AUTO SALES LLC dba RAMSEY AUTO SALES, of WICHITA, 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>Order Granting Staff's Motion to vacate Penalty Order</i>	23-TRAM-375-PEN	
20	In the Matter of the Emergency Suspension of Operating Authority of Infrastructure Solutions LLC, of Lenexa, Kansas, for Failure to Comply with New Entrant Safety Requirements as Required by the Motor Carrier Safety Statutes, Rules and Regulations. <i>Emergency Suspension of Operating Authority Order</i>	23-TRAM-396-OOS	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
21	In the Matter of the Investigation of Josmart Logistics LLC 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-408-PEN	
22	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Order</i>	23-TRAM-5029-TRA	

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



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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-5029-TRA

Order Number	Description	Removed
20221021122322	<i>In the Matter of the Application of TRIPLE E TRANSPORT LLC of SATANTA KS for Authority for a Certificate of Public Service.</i> USDOT #3758463 TRIPLE E TRANSPORT LLC of SATANTA KS - Order Granting Application for Certificate of Public Service	

Total # of Orders: 1

End of Report