

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

MAR 23 2012

by
State Corporation Commission
of Kansas

In the Matter of the Complaint of Coffeyville)
Resources Refining & Marketing, LLC against) Docket No.: 12-MDAP-488-COM
Mid-America Pipeline Company, LLC.)

MOTION TO DISMISS OF MID-AMERICA PIPELINE COMPANY, LLC

Mid-America Pipeline Company, L.L.C. ("MAPL"), hereby files its Motion to Dismiss in response to the *Complaint of Coffeyville Resources, Refining, & Marketing, LLC ("CRRM") Against Mid-America Pipeline Company, LLC ("MAPL") for Violation of Orders of the Kansas Corporation Commission ("KCC"), for Charging Rates and Conditions without KCC Approval, and for an Order Requiring MAPL to Comply with KCC Orders, and for Emergency Hearing of Complaint*, filed on January 3, 2012 ("Complaint"). In support of its Motion, MAPL states the following:

1. On January 3, 2012, CRRM filed its Complaint against MAPL alleging, among other things, that MAPL "knowingly and intentionally violated the KCC Order (Order dated September 30, 2011, in KCC Docket No. 12-MDAP-068-RTS), Kansas Statutes, the MAPL KCC Tariff, and KCC Regulations" when billing CRRM, on December 5, 2011, Invoice No. 75102359 ("Invoice"). CRRM disputed the manner in which MAPL billed CRRM's October and November 2011 shipments as it related to the percentage split between interstate versus intrastate movements. The invoice explained that:

"the amount due is for interstate transportation on MAPL's Coffeyville to El Dorado refined petroleum products line during the months of October and November 2011. MAPL calculated the amount of volumes moving in interstate commerce in those months, by applying the same ratio of interstate to intrastate volumes that moved during January through September 2011 (90.69% interstate, 9.31% intrastate). To the extent you believe this interstate/intrastate ratio to be incorrect, please let us know as

soon as possible and please provide all documentation necessary to show the ultimate destination of the barrels in question.”

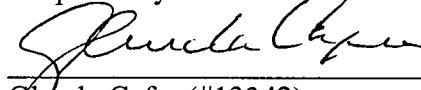
2. First, MAPL denies that it intentionally and knowingly violated any Orders, statutes, tariffs, or regulations of the Commission. MAPL is obligated under the Interstate Commerce Act (ICA) to bill shippers under the appropriate interstate or intrastate tariff and accordingly billed CRRM based on MAPL’s understanding of the nature of the CRRM movements. CVR has failed to present an issue upon which this Commission can provide relief.

3. In addition, subsequently, through a series of correspondence between MAPL and CRRM, CRRM provided to MAPL a more thorough interstate/intrastate breakdown of the October and November 2011 movements, and as a result MAPL submitted a revised invoice to CRRM which CRRM has paid in full.

4. Because there is no longer an outstanding dispute related to Invoice No. 75102359, there is no longer a matter before the Commission in this docket for which the Commission can offer a remedy and therefore the matter is moot.

WHEREFORE, Mid-America Pipeline Company, L.L.C. respectfully requests the Commission grant this Motion to Dismiss.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of Mid-America's Motion To Dismiss was electronically served and/or hand-delivered on this 23rd day of March, 2012 to:

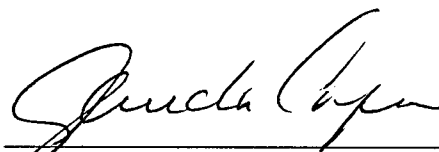
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