

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                    Shari Feist Albrecht, Chair  
   Jay Scott Emler  
   Pat Apple

In the Matter of the Complaint of the                    )  
Citizens' Utility Ratepayer Board Against                    )  
Kansas Electric, Natural Gas, Water and                    )                    Docket No. 18-GIMX-273-COM  
Telecommunications Public Utilities                    )  
Regarding Federal Income Tax Reform of                    )  
2018 and Its Effect on Jurisdictional Retail                    )  
Utility Rates.

**ORDER GRANTING JOINT MOTION FOR EXTENSION OF TIME**

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings:

1.        On December 29, 2017, the Citizens' Utility Ratepayer Board (CURB) filed a Complaint against all regulated electric, natural gas, water, and telecommunications public utilities operating in Kansas, alleging the Tax Cut and Jobs Act, which reduces the federal corporate income tax rate from 35% to 21%, effective for tax-year 2018, renders the utilities' retail rates unjust and unreasonable.<sup>1</sup>

2.        On January 2, 2018, Commission Staff (Staff) filed Notice of Filing Legal Memorandum, advising the Commission that CURB's Complaint complies with the procedural requirements set forth in K.A.R. 82-1-220 and recommending the Complaint be served upon all regulated electric, natural gas, water, and telecommunications public utilities for an Answer.<sup>2</sup>

3.        On March 6, 2018, the Commission issued an Order Adopting Legal Memorandum, finding the Complaint establishes a prima facie case for Commission action and

---

<sup>1</sup> Complaint, Dec. 29, 2017, ¶ 7.

<sup>2</sup> Notice of Filing Legal Memorandum, Jan. 2, 2018, p. 1.

ordering it be served upon all regulated electric, natural gas, water and telecommunications public utilities operating in Kansas.

4. On March 14, 2018, CURB; the Independent Telecommunications Group; the State Independent Alliance; Southern Kansas Telephone Co., Inc.; Mutual Telephone Company; Rural Telephone Service Co., Inc.; Wheat State Telephone Company, Inc.; and Midcontinent Communications<sup>3</sup> filed a Joint Motion for Extension of Time for Response to allow time to determine which RLECs are subject to the Complaint.<sup>4</sup>

5. Pursuant to K.A.R. 82-1-220(c), once a party is served with a formal complaint, it must satisfy the matter complained of or file a written answer within 10 days.

6. The Commission has discretion to grant an extension for good cause.<sup>5</sup> The Movants claim an extension will avoid unnecessary administrative expense by allowing the parties to determine which RLECs are subject to the Complaint.

7. The Commission grants a 60-day extension for CURB to identify which RLECs are subject to its Complaint. Once CURB identifies the RLECs subject to the Complaint, the respective RLECs will have 10 days to satisfy the matter complained of or file a written answer.

**THEREFORE, THE COMMISSION ORDERS:**

A. The Joint Motion for Extension of Time for Response is granted. The Commission grants a 60-day extension for CURB to identify which RLECs are subject to its Complaint. Once CURB identifies the RLECs subject to the Complaint, the respective RLECs will have 10 days to satisfy the matter complained of or file a written answer.

B. The parties have 15 days from the date this Order was electronically served to petition for reconsideration.<sup>6</sup>

---

<sup>3</sup> The telecommunications companies will be referred to as the RLECs.

<sup>4</sup> Joint Motion for Extension of Time for Response, Mar. 14, 2018, ¶ 5.

<sup>5</sup> K.A.R. 82-1-217(b).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: 03/20/2018



\_\_\_\_\_  
Lynn M. Retz  
Secretary to the Commission

BGF

---

<sup>6</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

**CERTIFICATE OF SERVICE**

18-GIMX-273-COM

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of

Electronic Service on 03/20/2018.

MONTE PRICE  
AMARILLO NATURAL GAS COMPANY  
2915 I-40 WEST  
AMARILLO, TX 79109  
Fax: 806-352-3721  
mwprice@anginc.net

BARRY CONSIDINE, PRESIDENT  
AMERICAN ENERGIES GAS SERVICE, LLC  
136 N MAIN  
PO BOX 516  
CANTON, KS 67428  
barry@americanenergies.com

DAWN GRAFF, MIDSTREAM ACCOUNTING MANAGER  
ANADARKO NATURAL GAS COMPANY  
1099 18th Street  
DENVER, CO 80202  
dawn.graff@anadarko.com

JENNIFER G. RIES, VICE PRESIDENT, RATES AND  
REGULATORY AFFAIRS-COLORADO/KANSAS  
ATMOS ENERGY CORPORATION  
1555 BLAKE ST STE 400  
DENVER, CO 80202  
jennifer.ries@atmosenergy.com

JAMES LLOYD  
BARTON HILLS WATER DISTRICT  
66 NE 20 RD  
GREAT BEND, KS 67530-9703  
bartonrwd@ruraltel.net

ROBERT J. AMDOR, MANAGER, REGULATORY  
SERVICES  
BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC  
D/B/A BLACK HILLS ENERGY  
1102 E FIRST ST  
PAPILLION, NE 68046  
Fax: 402-829-2227  
robert.amdor@blackhillscorp.com

ANN STICHLER, SR. REGULATORY  
ANALYST-REGULATORY SERVICES  
BLACK HILLS/KANSAS GAS UTILITY COMPANY, LLC  
D/B/A BLACK HILLS ENERGY  
1102 EAST 1ST ST  
PAPILLION, NE 68046  
ann.stichler@blackhillscorp.com

THOMAS J. CONNORS, ATTORNEY AT LAW  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
tj.connors@curb.kansas.gov

TODD E. LOVE, ATTORNEY  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
t.love@curb.kansas.gov

DAVID W. NICKEL, CONSUMER COUNSEL  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
d.nickel@curb.kansas.gov

## CERTIFICATE OF SERVICE

18-GIMX-273-COM

SHONDA RABB  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
s.rabb@curb.kansas.gov

DELLA SMITH  
CITIZENS' UTILITY RATEPAYER BOARD  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3116  
d.smith@curb.kansas.gov

BRENT CUNNINGHAM, VICE PRESIDENT & GENERAL  
MANAGER  
CUNNINGHAM TELEPHONE COMPANY, INC.  
220 W MAIN  
PO BOX 108  
GLEN ELDER, KS 67446  
Fax: 785-545-3277  
brent@ctctelephony.tv

TRENT BOALDIN  
ELKHART TELEPHONE COMPANY, INC.  
610 S COSMOS  
PO BOX 817  
ELKHART, KS 67950  
Fax: 620-697-9997  
tdboaldin@epictouch.com

JOHN R. IDOUX, DIRECTOR KANSAS GOVERNMENTAL  
AFFAIRS  
EMBARQ MISSOURI  
D/B/A CENTURYLINK  
600 NEW CENTURY PKWY  
NEW CENTURY, KS 616031  
john.idoux@centurylink.com

CHRIS KRYGIER, DIRECTOR, RATES AND REGULATORY  
AFFAIRS (CENTRAL REGION)  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 S JOPLIN AVE  
JOPLIN, MO 64801  
Fax: 417-625-5169  
chris.krygier@libertyutilities.com

MICHAEL J. MURPHY, PRESIDENT & MANAGER  
GORHAM TELEPHONE COMPANY  
100 MARKET  
PO BOX 235  
GORHAM, KS 67640  
Fax: 785-637-5590  
mmurphy@gorhamtel.com

TONYA M MURPHY, SEC/TREA.  
GORHAM TELEPHONE COMPANY  
100 MARKET  
PO BOX 235  
GORHAM, KS 67640  
Fax: 785-637-5590  
tmurphy@gorhamtel.com

SCOTT A. STRAHM, RESIDENT AGENT  
GREEN ACRES MOBILE HOME PARK, LLC  
715 MERCHANT  
EMPORIA, KS 66801-2809  
Fax: 620-342-6436  
scott@blirentals.com

ROBERT A. KOCH, PRESIDENT/GEN MGR  
H&B COMMUNICATIONS, INC.  
108 N MAIN  
PO BOX 108  
HOLYROOD, KS 67450  
Fax: 785-252-3229  
robkoch@hbcomm.net

RICHARD BALDWIN, PRESIDENT  
HOME TELEPHONE COMPANY, INC.  
211 S MAIN ST  
BOX 8  
GALVA, KS 67443  
Fax: 620-654-3122  
rbaldwin@hci-ks.com

MARK WADE, VP OF OPERATIONS  
J.B.N. TELEPHONE COMPANY, INC.  
PO BOX 111  
HOLTON, KS 66436  
Fax: 785-866-4121  
mark@havalandtelco.com

## CERTIFICATE OF SERVICE

18-GIMX-273-COM

ROBERT J. HACK, LEAD REGULATORY COUNSEL  
KANSAS CITY POWER & LIGHT COMPANY  
ONE KANSAS CITY PL, 1200 MAIN ST 31ST FLOOR (64105  
PO BOX 418679  
KANSAS CITY, MO 64141-9679  
Fax: 816-556-2787  
rob.hack@kcpl.com

BRIAN G. FEDOTIN, DEPUTY GENERAL COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3354  
b.fedotin@kcc.ks.gov

MICHAEL NEELEY, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3167  
m.neeley@kcc.ks.gov

JANET BUCHANAN, DIRECTOR- REGULATORY AFFAIRS  
KANSAS GAS SERVICE, A DIVISION OF ONE GAS, INC.  
7421 W 129TH ST  
OVERLAND PARK, KS 66213-2713  
Fax: 913-319-8622  
janet.buchanan@onegas.com

HARRY LEE, PRESIDENT/GENERAL MANAGER  
LAHARPE TELEPHONE COMPANY, INC.  
D/B/A LAHARPE LONG DISTANCE  
109 W 6TH ST  
PO BOX 123  
LA HARPE, KS 66751  
harry.lee@laharpetel.com

DIANTHA STUTESMAN, BUSINESS MANAGER,  
PRESIDENT AND PARTNER  
MADISON TELEPHONE COMPANY, INC.  
117 NORTH THIRD  
P O BOX 337  
MADISON, KS 66860  
mtn.diantha@gmail.com

KATHY BILLINGER, CEO/GENERAL MANAGER  
PEOPLES TELECOMMUNICATIONS, LLC  
208 N BROADWAY  
PO BOX 450  
LA CYGNE, KS 66040  
kathy@peoplestelecom.net

JANET BATHURST, MANAGER  
S&A TELEPHONE COMPANY, INC.  
413 MAIN ST  
PO BOX 68  
ALLEN, KS 66833  
Fax: 620-528-3226  
jbathurst@satelephone.com

KENDALL S. MIKESSELL, PRESIDENT  
SOUTHERN KANSAS TELEPHONE COMPANY, INC.  
112 S LEE ST  
PO BOX 800  
CLEARWATER, KS 67026-0800  
Fax: 620-584-2268  
kendall.mikesell@sktcompanies.com

RANDY MAGNISON, EXEC VP & ASST CEO  
SOUTHERN PIONEER ELECTRIC COMPANY  
1850 W OKLAHOMA  
PO BOX 430  
ULYSSES, KS 67880-0430  
Fax: 620-356-4306  
rmagnison@pioneerelectric.coop

MIKE BREUER, PRESIDENT  
SUBURBAN WATER CO.  
P.O. BOX 588  
BASEHOR, KS 66007-0588  
Fax: 913-724-1505  
mike@suburbanwaterinc.com

MIKE MCEVERS  
TEXAS-KANSAS-OKLAHOMA GAS, L.L.C.  
PO BOX 1194  
DALHART, TX 79022  
Fax: 806-244-4211  
mike@tkogas.com

## CERTIFICATE OF SERVICE

18-GIMX-273-COM

MARK M. GAILEY, PRESIDENT & GENERAL MANAGER  
TOTAH COMMUNICATIONS, INC.  
101 MAIN ST  
PO BOX 300  
OCHELATA, OK 74051-0300  
Fax: 918-535-2701  
mmgailey@totalcsi.com

BENJAMIN FOSTER, PRESIDENT & CEO  
TWIN VALLEY TELEPHONE, INC.  
22 SPRUCE  
PO BOX 395  
MILTONVALE, KS 67466  
Fax: 785-427-2216  
ben.foster@tvttinc.net

JOHN R. IDOUX, DIRECTOR KANSAS GOVERNMENTAL  
AFFAIRS  
UNITED TELEPHONE CO. OF KANSAS  
D/B/A CENTURYLINK  
600 NEW CENTURY PKWY  
NEW CENTURY, KS 66031  
Fax: 913-345-6756  
john.idoux@centurylink.com

JOHN R. IDOUX, DIRECTOR KANSAS GOVERNMENTAL  
AFFAIRS  
UNITED TELEPHONE COMPANY OF EASTERN KANSAS  
D/B/A CENTURYLINK  
600 NEW CENTURY PKWY  
NEW CENTURY, KS 66031  
john.idoux@centurylink.com

JOHN R. IDOUX, DIRECTOR KANSAS GOVERNMENTAL  
AFFAIRS  
UNITED TELEPHONE COMPANY OF SOUTHCENTRAL  
KANSAS  
D/B/A CENTURYLINK  
600 NEW CENTURY PKWY  
NEW CENTURY, KS 66031  
john.idoux@centurylink.com

JEFF WICK, PRESIDENT/GENERAL MANAGER  
WAMEGO TELECOMMUNICATIONS COMPANY, INC.  
1009 LINCOLN  
PO BOX 25  
WAMEGO, KS 66547-0025  
Fax: 785-456-9903  
jwick@wtcks.com

JEFFREY L. MARTIN, VICE PRESIDENT, REGULATORY  
AFFAIRS  
WESTAR ENERGY, INC.  
818 S KANSAS AVE  
PO BOX 889  
TOPEKA, KS 66601-0889  
jeff.martin@westarenergy.com

GREGORY REED, CEO  
WHEAT STATE TELEPHONE COMPANY, INC.  
PO BOX 320  
UDALL, KS 67146  
Fax: 620-782-3302  
greg.reed@ensignal.com

BRIAN BOISVERT, GENERAL MANAGER  
WILSON TELEPHONE COMPANY, INC.  
2504 AVE D  
PO BOX 190  
WILSON, KS 67490-0190  
Fax: 785-658-3344  
boisvert@wilsoncom.us

SCOTT GRAUER  
WILSON TELEPHONE COMPANY, INC.  
2504 AVE D  
PO BOX 190  
WILSON, KS 67490-0190  
Fax: 785-658-3344  
scott@wilsoncommunications.co

KATHY PRICE, GENERAL MANAGER\*  
ZENDA TELEPHONE COMPANY, INC.  
208 N MAIN  
PO BOX 128  
ZENDA, KS 67159  
Fax: 620-243-7611  
kprice@zendatelephone.com

**CERTIFICATE OF SERVICE**

18-GIMX-273-COM

/S/ DeeAnn Shupe

---

DeeAnn Shupe