

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

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Susan K. Duffy

In the Matter of NuStar Pipeline Operating)
Partnership, L.P. Filing Tariff Revisions for)
Commission Approval of Tariff K.C.C. No. 20) Docket No. 19-KNBP-477-TAR
and Cancelling K.C.C. No. 19)

SUSPENSION ORDER: JANUARY 16, 2020

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed its files and records and being duly advised in the premises, the Commission makes the following findings:

1. On May 21, 2019, NuStar Pipeline Operating Partnership, L.P. (“NuStar”) filed a letter with the Commission requesting the Commission approve K.C.C. tariff No. 20, canceling K.C.C. tariff No. 19, to reflect FERC indexing formula.¹

2. K.S.A. 66-117(c) states in part: “The commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date.”

¹ Application of NuStar at 1—2 (May 21, 2019) (Application).

3. A full investigation of the proposed new tariff, which may result in further proceedings, is deemed necessary and proper. Absent suspension of the proposed tariff, Commission Staff is without sufficient time to fully review, consider, and analyze whether the requested tariff should be approved.

4. The Commission finds and concludes that suspension of any potential effectiveness of the tariff proposed by NuStar is required to allow sufficient time for full investigation of this matter. The effective date of the rates and/or terms proposed shall be suspended for a period not to exceed 240 days from the date the application was made, May 21, 2019, until January 16, 2020. A Commission decision may be issued before such date.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Any decision regarding Nustar's proposed tariff shall be deferred until January 16, 2020. The Commission may issue a decision before such date.

B. The parties have fifteen (15) days, plus three (3) days if service of this order is by mail, from the date this order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of issuing such further order, or orders, as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Dated: 06/04/2019



Lynn M. Retz
Secretary to the Commission

CRM

CERTIFICATE OF SERVICE

19-KNBP-477-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of
electronic service on 06/04/2019.

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/S/ DeeAnn Shupe

DeeAnn Shupe