# THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Ja	hari Feist Albro ny Scott Emler at Apple	echt, Chair
In the Matter of ONEOK NGL Pipeli L.L.C. Seeking Commission Approve K.C.C. Tariff No. 9		Docket No. 15-ONEP-297-TAR
In the Matter of the Application of O NGL Pipeline, L.L.C. to Amend its O of Convenience and Necessity to Tra Business of a Liquids Pipeline Common Carrier in the State of Kansas	Certificate ) nsact the )	Docket No. 15-ONEP-329-COC

# ORDER GRANTING STAFF'S MOTION TO CONSOLIDATE

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for a decision. Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

#### I. BACKGROUND

- 1. On January 15, 2015, in the 297 Docket, ONEOK NGL filed its Application for ONEOK NGL Pipeline issuing K.C.C. Tariff No. 9. The Application requests to amend its tariff by adding a new route from Bushton, KS to Conway, KS and seeks approval of a rate for the new route.
- 2. On January 29, 2015, in the 297 Docket, the Commission filed its Suspension Order setting a final order date for September 14, 2015 under K.S.A. 66-117.

- 3. On January 30, 2015, in the 297 Docket, ONEOK NGL filed its Amendment to Application for Approval of ONEOK NGL Pipeline, LLC KCC Tariff 9.1, to include references that were inadvertently omitted from its original Application.
- 4. On January 30, 2015, in the 329 Docket, ONEOK NGL filed its Application to Amend its Certificate of Convenience and Necessity to Transact the Business of a Liquid Pipeline Common Carrier. ONEOK NGL specifically stated that "[i]n order to add the new route related to the tariff rate applied for in the 297 Docket, ONEOK NGL is requesting to amend its certificate of convenience and necessity in this application." Under K.S.A. 66-131 the Commission has 180 days to issue an Order on the certificate of convenience.
- 5. On February 5, 2015, Staff filed its Motion to Consolidate requesting that Docket No. 15-ONEP-297-TAR and Docket No. 15-ONEP-329-COC be consolidated and placed under the same final order deadline. Staff explained that ONEOK NGL's request for a Certificate of Convenience and an Application requesting approval to establish a new route and set a rate for that route are intrinsically linked and should have originally been filed together. Otherwise, the Commission could find itself in a situation in which it would have to issue an order on the expansion of ONEOK NGL's certificate prior to making the determination on the requested route and rate.
  - 6. ONEOK NGL did not object to Staff's Motion to Consolidate.

### THEREFORE, THE COMMISSION ORDERS:

A. Docket No. 15-ONEP-297-TAR and Docket No. 15-ONEP-329-COC be consolidated and placed under the same final order deadline.

<sup>&</sup>lt;sup>1</sup> Application of ONEOK NGL Pipeline, L.L.C. to Amend its Certificate of Convenience and Necessity to Transact the Business of a Liquids Pipeline Common Carrier, ¶6 Docket No. 15-ONEP-329-COC January 30, 2015.

B. The parties have 15 days, plus three days if service of this Order is by mail, to petition the Commission for reconsideration.<sup>2</sup>

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: \_\_\_\_\_ MAR 1 7 2015

ORDER MAILED MAR 1 82015

Neysa Thomas Acting Secretary

SF/tc

<sup>&</sup>lt;sup>2</sup> K.S.A. 66-118b; K.S.A. 77-529(a)(1).

MAR 1 7 2015

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NO. CERT. COPIES NO. PLAIN COPIES

NAME AND ADDRESS

JAMES G. FLAHERTY, ATTORNEY ANDERSON & BYRD, L.L.P. 216 S HICKORY PO BOX 17 OTTAWA, KS 66067

SAMUEL FEATHER, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 \*\*\*Hand Delivered\*\*\*

ALESIA SPEARS, MANAGER, RATES AND REGULATORY ONEOK NORTH SYSTEM, L.L.C. 100 WEST FIFTH STREET TULSA, OK 74103-4298

ORDER MAILED MAR 1 8 2015