

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

AUG 03 2011

In the Matter of the Application of Mid-)
America Pipeline Company, LLC for the)
Establishment of Initial General)
Commodity Transportation Rates on its)
Conway to Coffeyville and Coffeyville to)
El Dorado Segments.)

by
State Corporation Commission
of Kansas

Docket No. 12-MDAP-068-RTS

**RESPONSE OF THE COMMISSION STAFF TO MOTION
FOR TEMPORARY WAIVER OF FILING REQUIREMENT AND
MOTION TO WAIVE 30-DAY NOTICE REQUIREMENT OF K.A.R. 82-1-214**

COMES Now the Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission", respectively), and for its response to Mid-America Pipeline Company, LLC's (MAPL) Motions to (i) temporarily waive the requirement under K.A.R. 82-10-2 that testimony be filed simultaneously with its Application and (ii) waive the 30-day notice requirement of K.A.R. 82-1-214, as well as MAPL's agreement to extend or temporarily waive the time periods provided for under K.S.A. 66-117, Staff states as follows:

1. On July 20, 2011, MAPL provided written notice to the Commission of its intent to commence a rate proceeding. MAPL's notification letter explained that the company would file its Application on or about July 25, 2011, but that the Application would request waiver of the testimony filing requirements until August 19, 2011.

2. On July 25, 2011, MAPL filed its Application in this matter, which included a Motion for Temporary Waiver of the requirement under K.A.R. 82-10-2 that testimony be filed simultaneously with the Application. MAPL expressed its intent to file the requisite testimony on August 19, 2011, further stating that the 240-day timeline under K.S.A. 66-117 would not begin until August 19, 2011, when the company's testimony is filed.

3. On July 29, 2011, MAPL, at the request of Staff, filed a separate Motion requesting waiver of the 30-day notice requirement of K.A.R. 82-1-214 which requires that the Commission receive "...written notification of the intent to file the application no fewer than 30 and not more than 90 days before the application filing date". Inasmuch as MAPL's Notice Letter of July 20, 2011 stated that the company's Application would not be considered fully submitted by MAPL until August 19, 2011, the company points out that a full thirty days will have elapsed beyond the date the Notice Letter was served.

4. Also on July 29, 2011, MAPL filed its Agreement to Extend or Temporarily Waive the Time Periods Provided for Under K.S.A. 66-117. K.S.A. 66-117(c)(3) allows the public utility and the Commission to agree on a waiver or extension of the 240-day period. MAPL stated that its Motion is intended to confirm that such agreement has been made by MAPL, so that the 30-day time period and the 240-day time period provided for under K.S.A. 66-117 would not begin running until the testimony is filed on August 19, 2011.

5. Staff has reviewed each of Mid-America Pipeline Company, LLC's Motions referenced in paragraphs 2 through 4 above and has no objection to the Commission granting the requested temporary waiver of K.A.R. 82-10-2, allowing the company's testimony to be filed on August 19, 2011 and deferring commencement of the 30-day and 240-day timelines provided under K.S.A. 66-117 until August 19, 2011, and waiving the 30-day notice requirement of K.A.R. 82-1-214.

WHEREFORE, Staff provides this response in anticipation of the Commission's consideration and disposition of the Mid-America Pipeline Company, LLC's Motions.

Respectfully submitted,



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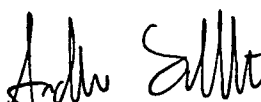
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Attorneys for Staff

VERIFICATION

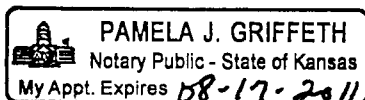
STATE OF KANSAS)
) ss.
COUNTY OF SHAWNEE)

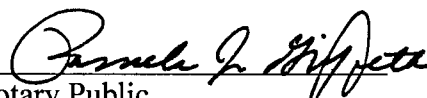
Andrew Schulte, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the Kansas Corporation Commission; that he prepared the foregoing Response of the Commission Staff to the Motions of Mid-America Pipeline Company, LLC and that the statements therein are true to the best of his knowledge and belief.



Andrew Schulte

SUBSCRIBED AND SWORN to before me this 3rd day of August, 2011.





Notary Public

My Appointment Expires: August 17, 2011

CERTIFICATE OF SERVICE

12-MDAP-068-RTS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Response of the Commission Staff to Motion For Temporary Waiver of Filing Requirement and Motion to Waive 30-Day Notice Requirement of K.A.R. 82-1-214 was placed in the United States mail, postage prepaid, or hand-delivered this 3rd day of August, 2011, to the following:

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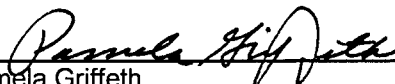
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