

DEC 31 2024

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Kansas Corporation Commission

PUBLIC AFFAIRS AND CONSUMER PROTECTION THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners:

Andrew J. French, Chairperson
Dwight D. Keen
Annie Kuether

In the Matter of the Compliant Against)
Kansas Gas Service by Richard Mallatt, Jr.)
and Connie B. Shaw)

Docket No. 25-KGSG-213-COM

ANSWER TO ORDER ON PRIMA FACIE DETERMINATION

I

If you don't know what the Law is, how should we, you are the Regulatory Agency.

II

We have read where a lot of states require a utility to cover the cost of propane conversion when natural gas service is discontinued to a customer. **WHAT IS KANSAS POLICY?**

III

The formal complaint form requests complainant to be brief as possible and now you contradict that with your prima facie order.

FORMAL COMPLAINT

RICHARD MALLATT JR and CONNIE B. SHAW
(Your name)

states that the above-named respondent is a public utility providing service in Kansas : State Corporation Commission.

The facts and circumstances surrounding the complaint are set out in detail below:
(Be specific and as brief as possible. If necessary, attach additional sheets)

- 1) Cold WEATHER Rule
 - 2) ELDER ABUSE
 - 3) EXTORTION, COERCION, HARASSMENT
 - 4) CIVIL FRAUD
 - 5) CIVIL LIBERTIES
- (SEE ATTACHED sheets)

IV

1.) Cold Weather Rule

In Kansas, the Cold Weather Rule prevents utilities from disconnecting service if the temperature is expected to drop below 35°F within 48 hours. ☺

If a customer believes their civil rights have been violated during the termination process, they can appeal to the company and the state utility commission. Customers can also file a formal complaint with the Kansas Corporation Commission. ☺

2.) Elder Abuse

Abuse of older people

Jun 15, 2024 – This type of violence constitutes a violation of human rights and includes physical, sexual, psychological and emotional abuse; financial and ...

and includes intimidation, harassment and deprivation

What does deprivation mean in law?

: to take away or withhold something from person shall... be deprived of life, liberty, or property, without due process of law "U.S. Constitution amend. ☺

Intimidation is a tactic that involves threatening or coercing someone to do something they don't want to do. It can be a crime or civil wrong, and is similar to assault, terrorizing, menacing, and coercion. ☺

3.) Extortion, coercion, harassment --- such as stating if you don't sign this form 12136, we will shut your gas off.

Overview

Extortion is the practice of obtaining something through coercion or threats. It is a crime in most jurisdictions. The goal of extortion is to gain something from the victim. Th ... Wikipedia, +3 more

Coercion is the act of compelling someone to act against their will through the use of threats or other intimidating actions. Coercion can involve: Threats of violence or reprisal, Physical restraint, Schemes to cause fear of serious harm, Abuse of the legal process, and Manipulation or persuasion without force. ☺

Harassment is any unwanted behavior that causes distress, humiliation, or threatens another person. It can be verbal, physical, or virtual, and can include:

Statements such as stating if you don't sign this form 12136, we will shut your gas off !!!

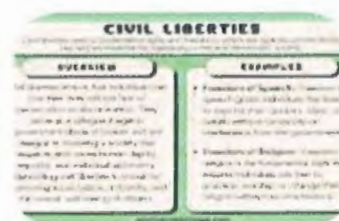
4.) Civil Fraud

In civil litigation, allegations of fraud might be based on a misrepresentation of fact that was either intentional or negligent. For a statement to be an intentional misrepresentation, the person who made it must either have known the statement was false or been reckless as to its truth.

such as saying the Kansas Corporation Commission and the State of Kansas is forcing KGS to move gas meters up next to customers homes and/or stating KGS owns our gas line to within 1 foot of our home.

5.) Civil Liberties

Civil liberties are fundamental rights and freedoms that protect people from government interference or action. They are guaranteed by the Constitution and are intended to prevent the government from infringing on certain rights without due process.



such as the KCC allowing the taking of someone's property and giving an easement to KGS as a result thereof.

V. SAFETY

Safety played a big role in our decision to oppose KGS trying to force us to pay them to abandon our perfectly good gas line to our home. We think our annual gas bills for the past few years prove there was nothing wrong with the line.

We're not "STUPID," we know at some point in time, our line will leak. It has leaked in the past 30 plus years, and we had to repair it ourselves, that's the reason it is part plastic and part steel. Who is to say when this line would have leaked again or maybe become unsafe, 1 month, 1 year, 10 years, maybe 20 years. At any rate, the next time it leaked or became unsafe would have been the time to resolve the issue, not the present.

If the gas meter had of been moved to within 1 foot of our home, we considered among other things:

- 1.) We have a security gate at the entrance to our property and we would have had to allow KGS to enter our property any time they wanted.
- 2.) As evidenced by form 12136 (EXHIBIT 1), the cost would have probably exceeded \$ 10,000 when all was said and done.
- 3.) With meter at road, the line pressure on the gas line on our property was 5 ounces per square inch and the gas supply could be shut off 1300 foot from house and also at the house.
- 4.) If meter moved to house, the pressure on the gas line would have been 30 or 60 pounds per square inch. We were told both numbers at different times.
- 5.) If the meter at the house, the gas supply could be shut off 1 foot from our home.
- 6.) If the meter at the house, and a leak 2 foot or more from house, the gas supply could not be shut off without digging a hole somewhere.

VI.

In conclusion, if the above information doesn't meet your criteria for a prima facie case, we don't know what will. If we were billionaires , we suppose we could buy justice, but unfortunately, we're not.

We didn't realize you had to be a Philadelphia Lawyer to file a formal complaint against a regulated monopoly that writes their own tariffs and rules with their high-powered Accountants and Lawyers.

Down here on the farm, we try to base our decisions on common sense and fair play, apparently you folks in the Big City look at things differently and tend to stack the cards against the little guy.

THEREFOR, we request that the KCC continue this docket to March 7, 2025 to give us time to obtain knowledgeable legal counsel.

Submitted this 26th day of December, 2024



Richard Mallatt, Jr.



Connie B. Shaw

Exhibit I

KANSAS GAS SERVICE
Estimated Contribution for Customer Requested Work
 FORM 12136 (May 2023)

Clear Form

CUSTOMER NAME (Requestor) Connie Shaw	FEDERAL TAX ID#	ACCOUNT NUMBER / PREMISE NUMBER (INTERNAL USE ONLY) [REDACTED]
LOCATION OF WORK TO BE COMPLETED (Address, City, St, Zip) [REDACTED]		
BILLING ADDRESS (Address, City, St, Zip)		
CONTACT NAME (Authorized to Sign) Connie Shaw	WORK PHONE NO. [REDACTED]	CELL PHONE NO. [REDACTED]
TITLE	AUTHORIZED SIGNER EMAIL ADDRESS	

In accordance with the Kansas Gas Service general terms and conditions in Section 7, as filed with the Kansas Corporation Commission, Customer shall be required to reimburse construction costs for Customer requested changes. Visit our website www.kansasgasservice.com/rate-information/tariffs

DESCRIPTION OF WORK TO COMPLETE	DATE: 08/06/2024	DATE:
	ESTIMATED COST	ACTUAL COST
NEW SERVICE LINE INSTALLATION OR BARE STEEL REPLACEMENT PIPE SIZE 1 1/2" OR LESS IN EXCESS OF 200': 1064 ft. x \$7.32 ft.	\$7,788.48	
CUT and PLUG EXISTING SERVICE LINE:		
METER SET REBUILD or RELOCATION:		
SERVICE LINE RECONNECT or RELOCATION		
SERVICE LINE INSTALLATION OR REPLACEMENT 2" AND GREATER:		
OTHER MISCELLANEOUS COST:		
CREDIT (+/-):		
TOTAL ESTIMATED CUSTOMER CONTRIBUTION*	\$7,788.48	
ACTUAL COST TO BILL*		\$0.00

(*if applicable, Sales Tax will be added to customer bill)

BILLING	ADDITIONAL PROJECT DESCRIPTION AND NOTES
<input type="checkbox"/> BILL AS ONE-TIME PAYMENT (unless qualifies for optional billing below.) <input type="checkbox"/> Replacement of customer owned line only - \$500.00 or LESS BILL ME IN _____ Equal Installments on my monthly bill (NOT TO EXCEED 12 MONTHS) <input checked="" type="checkbox"/> Install or Replace Service lines pipe size 1 1/2 or less only \$500.00 OR MORE BILL ME IN <u>36</u> Equal Installments on my monthly bill (NOT TO EXCEED 36 MONTHS)	Service line is approximately 1264' in total length. Above estimate reflects 200' credit in installation charges.

Customer accepts the Estimated Cost of work described above and agrees to the performance of work by signing this form. Customer also acknowledges and accepts Actual Cost shall be determined and billed on Customer invoice following completion of work. Estimate is valid for 90 calendar days from date of Estimated Cost.

SIGNATURE - RESPONSIBLE PARTY	DATE
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THIS SECTION FOR INTERNAL USE ONLY

CAPITAL PROJECT AFE and TASK NUMBER	MAXIMO WORK ORDER AND CUE NUMBER
	2024-1001267837
PREPARED BY - PRINT NAME	DATE
Dawn Shoemaker	08/06/2024