

**Minutes of the
Oklahoma Corporation Commission
State of Oklahoma**

December 29, 2022 – 9:30 a.m.

These are the minutes for the Corporation Commission’s (“Commission”) regular meeting conducted in accordance with the Open Meeting Act on December 29, 2022, in Room 301 of the Commission’s principal offices at 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. Archived Commission meeting recordings may be accessed on the Commission’s website.

The notice and agenda for the meeting were publicly posted at the Oklahoma City offices of the Commission at 11:00 a.m. December 23, 2022, by Commission employees acting under the direction of Chairman Dana L. Murphy. The notice and agenda are also made available to the public on the Commission’s website, oklahoma.gov/occ. A copy of the notice and agenda is attached to these minutes as Appendix A.

Chairman Murphy called the meeting to order at 9:48 a.m.

Members present were Chairman Dana Murphy, Vice Chairman Bob Anthony and Commissioner Todd Hiatt. A quorum of the Commission was present. Interested persons participated in the meeting in person or by teleconference/videoconference when and as authorized.

Approval of Minutes of Prior Meeting(s) Chairman Murphy **CALLED FOR APPROVAL** of the following minutes of prior meetings ready for consideration: October 6, 2022, at 9:30 a.m.; November 3, 2022, at 1:30 p.m.; and November 10, 2022, at 9:30 a.m.

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Aye

The minutes were approved.

Consideration of and Possible Vote(s) on Proposed or Potential Orders in Causes on the Daily Signing Agenda Docket The daily signing agenda of proposed orders in judicial cases was presented by Amy L. Cummings, Commission secretary. The Commissioners unanimously approved the proposed orders with the exception of EN2022-000209 which was stricken, CD2022-001550 in which Commissioner Murphy did not participate, and CD2022-002918 and CD2022-002919 in which Commissioner Hiatt did not participate.

Discussion and possible vote(s) to modify the effective date for the upcoming Commission Chairmanship change from the January 1, 2023, date approved October 27, 2022, to January 9, 2023 Commissioner Murphy announced the agenda item. Discussion was held. Commissioner Murphy **MADE A MOTION** to modify the effective date as laid out in the agenda item and **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Abstain
	Commissioner Hiatt	Aye

Consideration and status of Case No. EN2022-000148, Application of RA-JAC, LLC to Modify Order No. 717570 Commissioner Murphy announced the agenda item. Teryl Williams, chief advisor and legal counsel for the Commission was recognized and provided an update. Discussion was held. No vote was taken.

Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. PUD 2022-000080, Application of Mark Argenbright, Director of the Public Utility Division, Oklahoma Corporation Commission, for a Public Hearing to Review and Monitor Application of the Purchased Power Adjustment Clause of Arkansas Valley Electric Cooperative, Canadian Valley Electric Cooperative, Northeast Oklahoma Electric Cooperative, Rich Mountain Electric Cooperative, and Southwest Arkansas Electric Cooperative, for the Calendar Year 2021 and, for a Prudence Review of the Purchased Power and Fuel Procurement Processes and Costs of Arkansas Valley Electric Cooperative, Canadian Valley Electric Cooperative, Northeast Oklahoma Electric Cooperative, Rich Mountain Electric Cooperative, and Southwest Arkansas Electric Cooperative, for the Calendar Year 2021 Commissioner Murphy announced the agenda item. Commissioner Anthony recognized Mike Velez, deputy general counsel. Discussion was held. Commissioner Murphy **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Aye

Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. PUD2022-000113, In the Matter of the Application of Canadian Valley Electric Cooperative, Inc. for a Streamlined Commission Order Approving New Rates and Tariffs Commissioner Murphy announced the agenda item. Discussion was held. Commissioner Murphy **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Aye

Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. EN2022-000209, Applicant: Director, Mark Willingham, Transportation Division, Oklahoma Corporation Commission, Respondent: Oklahoma Natural Gas Company, A Division of One

Gas Inc., Relief Sought: Contempt and Fines Commissioner Murphy announced the agenda item and provided an update. Discussion was held. Commissioner Murphy **CALLED FOR A VOTE.**

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Not participating

Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Cause No. PUD 202100163 (ECF No. PUD2021-000163), Application of the Empire District Electric Company, a Kansas Corporation, for an Adjustment in its Rates and Charges for Electric Service in the State of Oklahoma Commissioner Murphy announced the agenda item. Discussion was held. Commissioner Murphy **CALLED FOR A VOTE.**

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Concur in result with concurring opinion attached

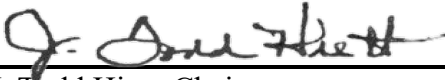
Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Cause No. PUD 202100050 (ECF No. PUD2021-000050), Application of the Empire District Electric Company for Approval of a Regulatory Asset and Special Regulatory Treatment for Recovery of Extraordinary Gas Supply Costs Arising from Extreme Winter Weather, and for Waiver of Applicable Tariffs and Rules Commissioner Murphy announced the agenda item. Discussion was held. Commissioner Murphy **CALLED FOR A VOTE.**

<u>VOTE:</u>	Commissioner Murphy	Aye
	Commissioner Anthony	Aye
	Commissioner Hiatt	Aye

Consideration, discussion, report of OCC Staff, and possible vote(s) on the compliance or non-compliance of the Oklahoma Corporation Commission with the Oklahoma Open Records Act (51 O.S. § 24A.1, et seq.), specifically the August 8 and August 23, 2022 Open Records requests from Oklahoma Progress Now (submitted by director Nick Singer) which, in its November 1, 2022 write-up about responses to its requests, said: "We received a majority response from the Corporation Commission. To date, only Commissioner Hiatt still has not responded." (Singer, Nick. "Oklahoma Progress Now: Oklahoma Utility Cost Crisis" (Nov.1, 2022) <https://www.okprogressnow.org/oklahoma-utility-cost-crisis>). Commissioner Anthony announced the agenda item. Discussion was held. No vote was taken.

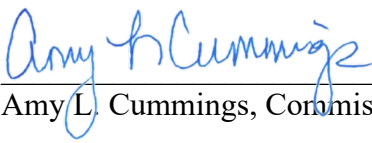
New Business There was no new business.

Adjournment The meeting adjourned at 10:42 a.m.



J. Todd Hiatt, Chairman

ATTESTED this 11th day of May 2023.



Amy L. Cummings, Commission Secretary





OKLAHOMA CORPORATION COMMISSION
Notice of Public Meeting
Regular Meeting

Notice is hereby given to all persons that the Oklahoma Corporation Commission (“Commission” or “OCC”) shall meet and conduct business as follows:

Time, Day and Date: 9:30 a.m., Thursday, December 29, 2022

Place: Room 301, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105

Purpose: Conducting of business enumerated in the items below

Posting Division: Chairman Dana L. Murphy

AGENDA

Item	Topic
I	A. Call to order B. Announcement concerning public notice C. Determination of quorum
II	Approval of minutes of prior meeting(s)
III	Consideration of and possible vote(s) on proposed or potential orders in causes on the daily signing agenda docket. At the meeting, the Commission may discuss and consider alterations, revisions, or amendments to the proposed or potential orders. (Votes may be taken on individual causes, on the daily signing agenda docket as a whole, or both by individual causes and the remaining docket.)
IV	Discussion and possible vote(s) to modify the effective date for the upcoming Commission Chairmanship change from the January 1, 2023, date approved October 27, 2022, to January 9, 2023
V	Consideration and status of Case No. EN2022-000148, <i>Application of RA-JAC, LLC to Modify Order No. 717570</i>
VI	Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. PUD 2022-000080, <i>Application of Mark Argenbright, Director of the Public Utility Division, Oklahoma Corporation Commission, for a Public Hearing to Review and Monitor Application of the Purchased Power Adjustment Clause of Arkansas Valley Electric Cooperative, Canadian Valley Electric Cooperative, Northeast Oklahoma Electric Cooperative, Rich Mountain Electric Cooperative, and Southwest Arkansas Electric Cooperative, for the Calendar Year 2021 and, for a Prudence Review of the Purchased Power and Fuel Procurement Processes and Costs of Arkansas Valley Electric Cooperative, Canadian Valley Electric Cooperative, Northeast Oklahoma Electric Cooperative, Rich Mountain Electric Cooperative, and Southwest Arkansas Electric Cooperative, for the Calendar Year 2021</i>

VII	Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. PUD2022-000113, <i>In the Matter of the Application of Canadian Valley Electric Cooperative, Inc. for a Streamlined Commission Order Approving New Rates and Tariffs.</i>
VIII	Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Case No. EN2022-000209, <i>Applicant: Director, Mark Willingham, Transportation Division, Oklahoma Corporation Commission, Respondent: Oklahoma Natural Gas Company, A Division of One Gas Inc., Relief Sought: Contempt and Fines</i>
IX	Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Cause No. PUD 202100163 (ECF No. PUD2021-000163), <i>Application of the Empire District Electric Company, a Kansas Corporation, for an Adjustment in its Rates and Charges for Electric Service in the State of Oklahoma</i>
X	Discussion of and possible vote(s) on a proposed Order of the Commission and/or any alterations, revisions, or amendments thereto proposed at the meeting, in Cause No. PUD 202100050 (ECF No. PUD2021-000050), <i>Application of the Empire District Electric Company for Approval of a Regulatory Asset and Special Regulatory Treatment for Recovery of Extraordinary Gas Supply Costs Arising from Extreme Winter Weather, and for Waiver of Applicable Tariffs and Rules</i>
XI	Consideration, discussion, report of OCC Staff, and possible vote(s) on the compliance or non-compliance of the Oklahoma Corporation Commission with the Oklahoma Open Records Act (51 O.S. § 24A.1, et seq.), specifically the August 8 and August 23, 2022 Open Records requests from Oklahoma Progress Now (submitted by director Nick Singer) which, in its November 1, 2022 write-up about responses to its requests, said: "We received a majority response from the Corporation Commission. To date, only Commissioner Hiatt still has not responded." (Singer, Nick. "Oklahoma Progress Now: Oklahoma Utility Cost Crisis" (Nov.1, 2022) https://www.okprogressnow.org/oklahoma_utility_cost_crisis).
XII	New business A. Any matter not known about and which could not have been reasonably foreseen 24 hours before the meeting B. Possible vote(s) on matters of new business
XIII	Adjournment

The meeting is open to the public. This notice was posted prominently and publicly at the principal offices of the Oklahoma Corporation Commission at the Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 11:00 a.m., Friday, December 23, 2022.



BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA DAILY SIGNING AGENDA (PROPOSED ORDERS)

Date: Thursday, December 29, 2022

Case Number CD2020-000111 **Order Type** Nunc Pro Tunc **RSO** OKC

Parties GULF EXPLORATION LLC (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S35 T7S R5E / Marshall

Order Title NUNC PRO TUNC

Case Number CD2020-001414 **Order Type** Dismissal Order **RSO** TUL

Parties RIVERFORD RESOURCES RIVERFORD **Relief Type(s)** Pooling
LLC (Applicant) EXPLORATION LLC
(Applicant)

1st Legal Loc./County S25 T10N R8W / Grady

Order Title ORDER DISMISSING CAUSE

Case Number CD2020-001426 **Order Type** Final **RSO** OKC

Parties DEVON ENERGY PRODUCTION CO (Applicant) **Relief Type(s)** Location Exception - 600 foot

1st Legal Loc./County S29 T15N R10W / Blaine

Order Title FINAL ORDER

Case Number CD2020-001428 **Order Type** Final **RSO** OKC

Parties DEVON ENERGY PRODUCTION CO (Applicant) **Relief Type(s)** Location Exception - 600 foot

1st Legal Loc./County S29 T15N R10W / Blaine

Order Title FINAL ORDER

Case Number CD2020-001429 **Order Type** Final **RSO** OKC

Parties DEVON ENERGY PRODUCTION CO (Applicant) **Relief Type(s)** Location Exception - 600 foot

1st Legal Loc./County S29 T15N R10W / Blaine

Order Title FINAL ORDER

Case Number CD2020-001430 **Order Type** Final **RSO** OKC

Parties DEVON ENERGY PRODUCTION CO (Applicant) **Relief Type(s)** Multi-unit horizontal well

1st Legal Loc./County S29 T15N R10W / Blaine

Order Title FINAL ORDER

Case Number CD2020-001433 **Order Type** Final **RSO** OKC

Parties DEVON ENERGY PRODUCTION CO (Applicant) **Relief Type(s)** Multi-unit horizontal well

1st Legal Loc./County S29 T15N R10W / Blaine

Order Title FINAL ORDER

Case Number CD2021-001159 **Order Type** Final **RSO** TUL

Parties MARATHON OIL COMPANY (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S10 T3N R4W / Garvin

Order Title FINAL ORDER

Case Number CD2021-001160 **Order Type** Final **RSO** TUL

Parties MARATHON OIL COMPANY (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S15 T3N R4W / Garvin

Order Title FINAL ORDER

Case Number CD2021-001497 **Order Type** Motion **RSO** OKC

Parties MEWBOURNE OIL COMPANY (Applicant) **Relief Type(s)** Increased well density

1st Legal Loc./County S6 T13N R16W / Custer

Order Title ORDER EXTENDING ORDER

Case Number CD2021-002297 **Order Type** Motion **RSO** OKC

Parties DUNCAN OIL TRINCHERA ENERGY **Relief Type(s)** Location Exception - 600 foot
PROPERTIES INC PARTNERS LLC
(Applicant) (Applicant)

1st Legal Loc./County S18 T19N R25W / Ellis

Order Title ORDER EXTENDING TIME

Case Number CD2021-002299 **Order Type** Motion **RSO** OKC

Parties DUNCAN OIL TRINCHERA ENERGY **Relief Type(s)** Location Exception - 600 foot
PROPERTIES INC PARTNERS LLC
(Applicant) (Applicant)

1st Legal Loc./County S18 T19N R25W / Ellis

Order Title ORDER EXTENDING TIME

Case Number CD2022-000662 **Order Type** Final **RSO** OKC

Parties CONTINENTAL RESOURCES INC (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S15 T1S R3W / Carter

Order Title FINAL ORDER

Case Number CD2022-000813 **Order Type** Final **RSO** TUL

Parties SCISSORTAIL EXPLORATION&PRODUCTION LLC **Relief Type(s)** Pooling
(Applicant)

1st Legal Loc./County S30 T1S R3W / Carter

Order Title FINAL ORDER

Case Number CD2022-000821 **Order Type** Final **RSO** TUL

Parties KAISER-FRANCIS OIL COMPANY (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S36 T15N R26W / Roger Mills

Order Title FINAL ORDER

Case Number CD2022-001166 **Order Type** Final **RSO** OKC

Parties CAMINO NATURAL RESOURCES LLC (Applicant) **Relief Type(s)** Location Exception

1st Legal Loc./County S23 T11N R7W / Canadian

Order Title FINAL ORDER

Case Number CD2022-001550 **Order Type** Motion **RSO** OKC

Parties THE KEEGAN LLC KEEGAN FAMILY LLC **Relief Type(s)** Unitization-Modify or Terminate-oil and gas
(Applicant) (Applicant)

1st Legal Loc./County S4 T13N R5E / Lincoln

Order Title ORDER GRANTING TRIAL SUBPOENA

Case Number CD2022-001956 **Order Type** Final **RSO** OKC

Parties MEWBOURNE OIL COMPANY (Applicant) **Relief Type(s)** Pooling

1st Legal Loc./County S20 T19N R24W / Ellis

Order Title FINAL ORDER

Case Number CD2022-002434 **Order Type** Final **RSO** TUL

Parties SCISSORTAIL EXPLORATION&PRODUCTION LLC **Relief Type(s)** Pooling
(Applicant)

1st Legal Loc./County S31 T1S R3W / Carter

Order Title FINAL ORDER

Case Number CD2022-002918 **Order Type** Final **RSO** OKC

Parties EOG RESOURCES INC (Applicant) **Relief Type(s)** Prior Order/Permit -
Amend/Correct/Modify/Change Duration

1st Legal Loc./County S25 T10N R5W / Grady

Order Title FINAL ORDER

Case Number CD2022-002919 **Order Type** Final **RSO** OKC

Parties EOG RESOURCES INC (Applicant) **Relief Type(s)** Prior Order/Permit -
Amend/Correct/Modify/Change Duration
1st Legal Loc./County S36 T10N R5W / Grady
Order Title FINAL ORDER

Case Number CD2022-002973 **Order Type** Interim **RSO** TUL

Parties CIMAREX ENERGY CO (Applicant) **Relief Type(s)** Location Exception
1st Legal Loc./County S4 T12N R9W / Canadian
Order Title INTERIM ORDER

Case Number CD2022-002974 **Order Type** Interim **RSO** TUL

Parties CIMAREX ENERGY CO (Applicant) **Relief Type(s)** Location Exception
1st Legal Loc./County S4 T12N R9W / Canadian
Order Title INTERIM ORDER

Case Number CD2022-003075 **Order Type** Final **RSO** TUL

Parties COMMAND ENERGY LLC (Applicant) **Relief Type(s)** Change of operator
1st Legal Loc./County S29 T2N R10E / Coal
Order Title FINAL ORDER

Case Number CD2022-003211 **Order Type** Final **RSO** TUL

Parties COMMAND ENERGY LLC (Applicant) **Relief Type(s)** Change of operator
1st Legal Loc./County S28 T2N R10E / Coal
Order Title FINAL ORDER

Case Number CD2022-003212 **Order Type** Final **RSO** TUL

Parties COMMAND ENERGY LLC (Applicant) **Relief Type(s)** Change of operator
1st Legal Loc./County S20 T2N R10E / Coal
Order Title FINAL ORDER

Case Number CD2022-003900 **Order Type** Final **RSO** OKC

Parties CAMINO NATURAL RESOURCES LLC (Applicant) **Relief Type(s)** Drilling and Spacing Unit
1st Legal Loc./County S26 T7N R7W / Grady
Order Title FINAL ORDER

Case Number CD2022-004061 **Order Type** Final **RSO** OKC

Parties CAMINO NATURAL RESOURCES LLC (Applicant) **Relief Type(s)** Location Exception - 600 foot

1st Legal Loc./County S3 T10N R6W / Canadian

Order Title FINAL ORDER

Case Number CD2022-004062 **Order Type** Final **RSO** OKC

Parties CAMINO NATURAL RESOURCES LLC (Applicant) **Relief Type(s)** Location Exception - 600 foot

1st Legal Loc./County S10 T10N R6W / Canadian

Order Title FINAL ORDER

Case Number CD2022-004445 **Order Type** Final **RSO** OKC

Parties MARATHON OIL COMPANY (Applicant) **Relief Type(s)** Increased well density

1st Legal Loc./County S1 T14N R8W / Canadian

Order Title FINAL ORDER

Case Number CD2022-004447 **Order Type** Final **RSO** OKC

Parties MARATHON OIL COMPANY (Applicant) **Relief Type(s)** Increased well density

1st Legal Loc./County S12 T14N R8W / Canadian

Order Title FINAL ORDER

Case Number CD2022-004584 **Order Type** Final **RSO** OKC

Parties CITATION OIL&GAS CORPORATION (Applicant) **Relief Type(s)** Increased well density

1st Legal Loc./County S13 T1N R5W / Stephens

Order Title FINAL ORDER

Case Number CD2022-004585 **Order Type** Final **RSO** OKC

Parties CITATION OIL&GAS CORPORATION (Applicant) **Relief Type(s)** Other: Exception to Rules 165:10-13-9 and 165:10-17-11 of the OCC-OGR

1st Legal Loc./County S13 T1N R5W / Stephens

Order Title FINAL ORDER

Case Number CD2022-004587 **Order Type** Interim **RSO** OKC

Parties CITATION OIL&GAS CORPORATION (Applicant) **Relief Type(s)** Multi-unit horizontal well

1st Legal Loc./County S13 T1N R5W / Stephens

Order Title IINTERIM ORDER

Case Number EN2022-000111 **Order Type** Final **RSO** OKC

Parties STRICKLAND, ROBYN (Applicant) SHALLOW ENERGY INC (Respondent) **Relief Type(s)** Assess Fine(s) | Contempt | Surety - Forfeit | Surety - Increase

1st Legal Loc./County S20 T15N R15E / Muskogee

Order Title FINAL ORDER

Case Number EN2022-000176 **Order Type** Final **RSO** OKC

Parties STRICKLAND, ROBYN (Applicant) HUSKY VENTURES INC (Respondent) **Relief Type(s)** Assess Fine(s) | Contempt | Surety - Forfeit | Surety - Increase

1st Legal Loc./County S1 T19N R11W / Blaine

Order Title FINAL ORDER

Case Number EN2022-000209 **Order Type** Final **RSO** OKC

Parties WILLINGHAM, MARK (Applicant) OKLAHOMA NATURAL GAS COMPANY (Respondent) **Relief Type(s)** Assess Fine(s) | Contempt

Order Title FINAL ORDER

Case Number EN2022-000260 **Order Type** Interim **RSO** OKC

Parties STRICKLAND, ROBYN (Applicant) COOPER, KENT (Respondent) **Relief Type(s)** Contempt

Order Title INTERIM ORDER

Case Number EN2022-000282 **Order Type** Final **RSO** OKC

Parties STRICKLAND, ROBYN (Applicant) MCGEE, LONNIE (Respondent) **Relief Type(s)** Contempt

Order Title FINAL ORDER