

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Evergy Metro, Inc. d/b/a)
Evergy Missouri Metro's Request for) **File No. ER-2022-0129**
Authority to Implement a General Rate) Tracking Nos. YE-2023-0103
Increase for Electric Service) and YE-2023-0104

In the Matter of Evergy Missouri West, Inc.)
d/b/a Evergy Missouri West's Request for) **File No. ER-2022-0130**
Authority to Implement a General Rate) Tracking No. YE-2023-0105
Increase for Electric Service)

ORDER APPROVING COMPLIANCE TARIFFS

Issue Date: December 30, 2022

Effective Date: January 9, 2023

On November 21, 2022,¹ the Commission issued its *Report and Order* ("November 21 Order") in Evergy's general rate cases, File No. ER-2022-0129 for Evergy Metro, Inc. d/b/a Evergy Missouri Metro (EMM) and File No. ER-2022-0130 for Evergy Missouri West, Inc. (EMW, together with EMM as "Evergy").

EMM and EMW submitted compliance tariffs on December 2. EMM submitted tariffs assigned Tracking Nos. YE-2023-0103 and YE-2023-0104. EMW submitted tariffs assigned Tracking No. YE-2023-0105. All tariffs had a 30-day proposed effective date of January 1, 2023. The Commission ordered its Staff (Staff) to provide a recommendation regarding the tariffs, and set a time for other parties to also respond.

The Commission's *Amended Report and Order*, issued on December 8 (Amended Order) supplanted the November 21 Order.² Subsequently, EMM and EMW filed various substitute tariff sheets on December 15, December 18, December 20, December 21,

¹ All dates refer to 2022 unless otherwise noted.

² The *Office of the Public Counsel's Motion for Reconsideration or in the Alternative, Application for Rehearing*, filed on December 16, is still under consideration.

December 22, December 23, and December 27. Evergy voluntarily extended the proposed effective date of the tariffs to January 10, 2023.

On December 27, Staff recommended approval of the tariffs. Staff stated that its review confirms the tariffs are in compliance with the Amended Order, as well as with the four previously approved stipulations and agreements. The Office of Public Counsel also responded on December 27, stating that its specific concerns were addressed in the December 27 filed substitute tariff sheets. Public Counsel did not offer any further argument that the substituted tariffs are not in compliance with the Amended Order. However, Public Counsel did ask the Commission to issue a decision on its still pending reconsideration request prior to the effective date of the compliance tariffs, as that decision may materially alter the revenue requirement, and thus require new substitute tariffs. The Commission will address the reconsideration motion in a separate order.

Due to the numerous and recent substitutions as well as the number of issues involved in the underlying case, the Commission on its own motion set an additional time for further responses. No responses were received.

On December 28, Evergy filed its *Motion for Agenda Session to Approve Compliance Tariffs*. Among other requests, that pleading requested the earliest possible effective date. In explanation, Evergy states its extension of the effective date by 10 days was intended to give the Commission additional time to issue a ten-day tariff approval order. As the last business day that would have a 10-day notice period is today, Friday, December 30, Evergy posits that the effective date could be moved forward to

January 9, 2023, and still provide a 10-day notice period. Evergy states that time is of the essence. The Commission agrees and finds the request reasonable.

Upon reviewing the pleadings, the Commission finds Evergy's proposed tariffs, assigned Tracking Nos. YE-2023-0103, YE-2023-0104, and YE-2023-0105, all as substituted, comply with the Commission's Amended Order and four previously approved stipulations and agreements and will approve them. To accommodate Evergy's chosen tariff effective date, the Commission finds it reasonable to make this order effective in less than 30 days to match the effective date of the tariffs and approve the tariffs to become effective on January 9, 2023.

THE COMMISSION ORDERS THAT:

1. The proposed tariff sheets filed on December 2, 2022, and assigned Tracking Nos. YE-2023-0103, YE-2023-0104, and YE-2023-0105, all as substituted, are approved, to become effective on January 9, 2023.
2. By the action taken in this order, Evergy's request for an Agenda Session to approve its compliance tariffs is moot.
3. This order shall become effective on January 9, 2023.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Charles Hatcher, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
On the 30th day of December, 2022.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 30th day of December, 2022.





Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 30, 2022

File/Case No. ER-2022-0129 and ER-2022-0130

**Missouri Public Service
Commission**

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@psc.mo.gov

ChargePoint, Inc.

Scott F Dunbar
1580 Lincoln St., Suite 1105
Denver, CO 80203
sdunbar@keyesfox.com

ChargePoint, Inc.

Elizabeth Hubertz
Washington University Law School
Campus Box 1120 1 Brookings Drive
St. Louis, MO 63130
ejhubertz@wustl.edu

City of St. Joseph, Missouri

William D Steinmeier
2031 Tower Drive
Jefferson City, MO 65109
wds@wdsjc.com

Dogwood Energy, LLC

Carl J Lumley
130 S. Bemiston, Ste. 200
St. Louis, MO 63105
clumley@chgolaw.com

Evergy Missouri Metro

James M Fischer
2081 Honeysuckle Lane
Jefferson City, MO 65109
jmfischer@aol.com

Evergy Missouri Metro

Roger W Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@evergy.com

Evergy Missouri Metro

Jacqueline Whipple
4520 Main Street, Ste. 1100
Kansas City, MO 64111
jacqueline.whipple@dentons.com

Evergy Missouri Metro

Karl Zobrist
4520 Main Street, Suite 1100
Kansas City, MO 64111
karl.zobrist@dentons.com

Evergy Missouri West

James M Fischer
2081 Honeysuckle Lane
Jefferson City, MO 65109
jmfischer@aol.com

Evergy Missouri West

Roger W Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@evergy.com

Evergy Missouri West

Jacqueline Whipple
4520 Main Street, Ste. 1100
Kansas City, MO 64111
jacqueline.whipple@dentons.com

Evergy Missouri West

Karl Zobrist
4520 Main Street, Suite 1100
Kansas City, MO 64111
karl.zobrist@dentons.com

Google LLC

Frank A Caro
900 W. 48th Place, Suite 900
Kansas City, MO 64112
fcaro@polsinelli.com

Google LLC

Sean M Pluta
100 S. Fourth St., Suite 1000
St. Louis, MO 63102
spluta@polsinelli.com

Google LLC

Andrew O Schulte
900 W. 48th Place, Suite 900
Kansas City, MO 64112-6411
aschulte@polsinelli.com

Midwest Energy Consumers Group

Tim Opitz
308 E. High Street, Suite B101
Jefferson City, MO 65101
tim.opitz@opitzlawfirm.com

Midwest Energy Consumers Group

David Woodsmall
1650 Des Peres Road, Suite 303
Des Peres, MO 63131
dwoodsmall@cswrgroup.com

Missouri Industrial Energy Consumers (MIEC)

Diana M Plescia
130 S. Bemiston, Suite 200
St. Louis, MO 63105
dplescia@chgolaw.com

Missouri Public Service Commission

Nicole Mers
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
nicole.mers@psc.mo.gov

Nucor Steel Sedalia, LLC

Marc H Ellinger
308 E. High Street, Ste. 300
Jefferson City, MO 65101
mellinger@ellingerlaw.com

Nucor Steel Sedalia, LLC

Michael K Lavanga
1025 Thomas Jefferson Street NW
Washington, DC 20007
mkl@smxblaw.com

Nucor Steel Sedalia, LLC

Peter J Mattheis
1025 Thomas Jefferson Street NW
Washington, DC 20007
PJM@smxblaw.com

Office of the Public Counsel

John Clizer
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
john.clizer@opc.mo.gov

Renew Missouri

Alissa Greenwald
P.O. Box 413071
Kansas City, MO 64141
alissa@renewmo.org

Renew Missouri

Andrew J Linhares
3115 S. Grand Ave
Suite 600
St. Louis, MO 63118
Andrew@renewmo.org

Sierra Club

Bruce A Morrison
319 North Fourth Street
Suite 800
St. Louis, MO 63102
bamorrison@greatriverslaw.org

Sierra Club

Sarah W Rubenstein
319 N. 4th Street, Suite 800
St. Louis, MO 63102
srubenstein@greatriverslaw.org

Sierra Club

Ethan Thompson
319 N. Fourth St. Suite 800
St. Louis, MO 63102
ethompson@greatriverslaw.org

Velvet Tech Services, LLC

Stephanie S Bell
308 East High Street, Suite 300
Jefferson City, MO 65101
sbell@ellingerlaw.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.