

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of)	
Evergy Metro, Inc. d/b/a Evergy)	
Missouri Metro and Evergy Missouri)	
West, Inc. d/b/a Evergy Missouri West)	Case No. ET-2021-0151
for Approval of a Transportation)	
Electrification Portfolio)	

**RESPONSE TO ORDER CONCERNING EXHIBITS, MATTERS FOR OFFICIAL
NOTICE, AND BRIEFING SCHEDULE**

COMES NOW the Office of the Public Counsel (“OPC”) and for its *Response to Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule*, states as follows:

1. The Commission filed an *Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule* on October 20, 2021.
2. Among other things, the *Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule* stated that:

Any requests that the Commission officially notice any previous Commission orders shall be filed no later than November 1, 2021. Such requests shall contain as a marked exhibit the entire order in question but shall specifically identify all parts of such orders which the party wants officially noticed.

3. Pursuant to this provision, the OPC requests the Commission take official notice of the *Report and Order* issued in case ER-2016-0285 on May 3, 2017, which has been attached to this filing as OPC exhibit 206. The OPC specifically requests official notice be taken of Item F (labeled “Clean Charge Network”) under

the “Disputed Issues” section which begins on page 42 and ends on page 47. The OPC notes that this *Report and Order* was mentioned by the witness for the OPC in response to cross-examination during the evidentiary hearing held in this case.

4. The OPC further requests the Commission take official notice of the *Stipulation and Agreement* attached to the *Order Approving Stipulation and Agreement* issued in case ET-2018-0132 on October 17, 2019, which has been attached to this filing as OPC exhibit 207. The OPC specifically requests official notice be taken of paragraph 14 of the *Stipulation* (titled “Reporting Requirements”) that begins on page 5 and ends on page 9. The OPC notes that this *Stipulation and Agreement* was mentioned by two different Staff witnesses in response to questions posed by the bench during the evidentiary hearing held in this case.

5. In addition to the foregoing, the *Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule* further stated that:

Any party wishing to offer as evidence the Non-Unanimous Partial Settlement Agreement from *In the Matter of the Application of Evergy Metro, Inc., Evergy Kansas Central, Inc. and Evergy Kansas South, Inc for Approval of Transportation Electrification Portfolio*, Docket No. 21-EKME-320-TAR, Before the State Corporation Commission of the State of Kansas, (“Kansas Agreement”) shall do so by filing a request with the Kansas Agreement attached as a marked exhibit no later than November 1, 2021.

6. The OPC believes that the Kansas Agreement referenced by the *Order* was already offered and accepted into evidence as OPC exhibit number 203. To the extent that this is not the case, however, the OPC requests that Commission accept the Kansas Agreement pursuant to this provision. A copy of the Kansas Agreement

has been filed in EFIS as OPC exhibit 203 per paragraph 4 of the *Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule*.

WHEREFORE, the Office of the Public Counsel respectfully requests the Commission accept this *Response to Order Concerning Exhibits, Matters for Official Notice, and Briefing Schedule* and grant the relief requested herein along with all other relief that is just and reasonable under the circumstances.

Respectfully submitted,

By: /s/ John Clizer
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CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing have been mailed, emailed, or hand-delivered to all counsel of record this first day of November, 2021.

 /s/ John Clizer