

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

In the Matter of the Ninth Prudence )	
Review of Costs Subject to the )	
Commission-Approved Fuel )	Case No. EO-2020-0262
Adjustment Clause of Evergy Missouri )	
West, Inc. d/b/a Evergy Missouri West )	

**REPLY TO EVERGY’S RESPONSE TO THE OPC’S MOTION TO TAKE  
ADMINISTRATIVE NOTICE**

COMES NOW the Office of the Public Counsel (“OPC”) and for its *Reply to Evergy’s Response to the OPC’s Motion to Take Administrative Notice*, states as follows:

1. Evergy objected to the OPC’s request that the Commission take administrative notice of Evergy Metro tariff sheets 1.93 and 1.94 on the basis that the sheets were “frozen” and therefore not in effect during the MEEIA Cycle 2.
2. This is incorrect. The tariff sheets were placed into effect by an *Order* of this Commission issued December 22, 2015, (effective January 1, 2016) in case ET-2016-0145. This is reflected on the cancelled tariff sheets themselves which show they became effective January 1, 2016, and remained in effect until November 8, 2019.
3. The fact that the tariff sheets were “frozen” does not mean that they were not in effect; it only means that they were frozen.
4. According to the Staff recommendation filed in case ET-2016-0145, “The purpose of these tariff sheet filings is to freeze the programs so that the Companies

can maintain them and not have to stop programs and then restart them a few months later for Cycle 2.”

5. Everyy is free to argue the weight of the evidence in its brief (which includes arguing that no MEEIA Cycle 2 participant would have operated under the provisions of those tariff sheets), but has not presented justifiable grounds for the Commission to not take administrative notice of tariff sheets that were unquestionably in effect during the pendency of the FAC prudence review period under scrutiny.

WHEREFORE, the Office of the Public Counsel respectfully requests the Commission grant its previously filed *Motion to Take Administrative Notice* in full.

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 eighth day of February, 2021.

          /s/ John Clizer