

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

In the Matter of the Tariff Filing to Change)
The Name of Veolia Energy Kansas City, Inc.) **File No. HN-2020-**
To Vicinity Energy Kansas City, Inc.)

**VEOLIA ENERGY KANSAS CITY INC.'S
REQUEST FOR VARIANCE OR WAIVER OF SIXTY-DAY NOTICE**

COMES NOW Veolia Energy Kansas City, Inc. (“Veolia” or “the Company”) and for its *Request For Variance or Waiver* from Missouri Public Service Commission Rule 20 CSR 4240-4.017(1) respectfully states as follows:

1. In an order issued on October 30, 2019 in Case No. HM-2020-0039, the Commission approved a transaction in which AIP Project Franklin Bidco, Inc. acquired 100 percent of the stock of Thermal North America Holdings, Inc. from Veolia Energy North America Holdings, Inc. Thermal North America Holdings, Inc. was, at the time, the parent corporation of Veolia Energy Missouri, Inc. and Veolia Energy Kansas City, Inc. In its order, the Commission noted that “Within 60 days after closing of the Transaction, if approved, [Veolia’s] name will be changed to reflect that Veolia is no longer part of its ownership.” The transaction approved in Case No. HM-2020-0039 closed on December 30, 2019, and simultaneously with this waiver request, Veolia is filing an application for approval of a name change as contemplated in the Commission’s order. The change of name will be from “Veolia Energy Kansas City, Inc.” to “Vicinity Energy Kansas City, Inc.”

2. No communication with the office of the Commission regarding the impending name change or any substantive issue likely to be in the case has occurred within the prior one hundred fifty (150) days (see attached verification). A 60-day notice could not have been filed before the transaction closed and the appropriate documentation from the states of Missouri and

Delaware concerning the name change was available. In order for customers to be able to effectively communicate with the Company, and for the Company to effectively communicate with its customers, the name change should be made effective as soon as possible. A delay in the filing for and approval of the requested change of name would cause harm to the Company and its customers by extending the period of time before the Company can operate under the Vicinity name. Accordingly, good cause exists, pursuant to 20 CSR 4240-4.017(1)(D), to grant a waiver of 20 CSR 4240-4.017(1).

WHEREFORE, Veolia requests the Commission issue an order granting the Company a variance or waiver of Commission Rule 20 CSR 4240-4.017(1).

Respectfully submitted,

BRYAN CAVE LEIGHTON PAISNER, LLP

By: /s/ Lewis Mills

Lewis R. Mills, #35275
221 Bolivar Street, Suite 101
Jefferson City, MO 65101
Telephone: (573) 556-6627
Facsimile: (573) 556-7447
E-mail: lewis.mills@bclplaw.com

**ATTORNEY FOR VEOLIA ENERGY
KANSAS CITY, INC.**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed this 23rd day of January, 2020, to the following:

Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

/s/ Lewis Mills

