

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

Lynn Oak Court Company d/b/a Summit East)
Plaza Apts.,)
Complainant)
v.)
Evergy Missouri West Inc. d/b/a Evergy)
Missouri West,)
Respondent)

File No. EC-2023-0113

ORDER DISMISSING COMPLAINT AND CLOSING FILE

Issue Date: January 12, 2023

Effective Date: January 22, 2023

On September 26, 2022, Lynn Oak Court Company d/b/a Summit East Apartments (Summit East) filed a complaint against Evergy Missouri West Inc. d/b/a Evergy Missouri West (Evergy). The complaint was signed by Lester Massood. There is no indication that Lester Massood is an attorney licensed in the State of Missouri. Missouri law requires Summit East to be represented by an attorney to appear before the Commission in this matter because it is not a natural person representing only itself.¹ On September 26, 2022, the Commission issued a notice of deficiency based on Summit East's failure to be represented by an attorney.

On December 28, 2022, the Commission issued an order directing Summit East to show, by January 11, 2023, why its complaint should not be dismissed. That time has passed and Summit East has not filed a response.

Commission Rule 20 CSR 4240-2.116(2) provides that the Commission may dismiss any case for lack of prosecution if no action has occurred for ninety days and no

¹ Commission Rule 20 CSR 4240-2.040(5); Sections 484.010 and 484.020, RSMo, 2016.

party has filed a pleading requesting a continuance beyond that time. Based on that rule, the Commission will dismiss this complaint and close this file.

THE COMMISSION ORDERS THAT:

1. This complaint is dismissed.
2. This file shall be closed.
3. This order shall be effective on January 22, 2023.



BY THE COMMISSION

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

Morris L. Woodruff
Secretary

Ross Keeling, Regulatory Law Judge
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 12th day of January, 2023.


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 12th day of January, 2023.





Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 12, 2023

File/Case No. EC-2023-0113

**Missouri Public Service
Commission**

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Evergy Missouri West

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**Missouri Public Service
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Summit East Plaza Apts.

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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.