

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 25<sup>th</sup> day of January, 2023.

In the Matter of the Application of Evergy        )  
Metro, Inc. d/b/a Evergy Missouri Metro for    )  
Approval of a Special High Load Factor        )  
Market Rate Tariff                                    )     **File No. EO-2023-0022**

**ORDER SETTING PROCEDURAL SCHEDULE**

Issue Date: January 25, 2023

Effective Date: January 25, 2023

On November 10, 2022, Evergy Metro, Inc. d/b/a Evergy Missouri Metro filed a request for approval of a Special High Load Factor Market Rate. On behalf of the parties to the case,<sup>1</sup> the Staff of the Commission (Staff), submitted a proposed procedural schedule.

As the Parties unanimously agreed to the proposed schedule, the Commission will adopt it without change.<sup>2</sup> Due to the unanimous request and pending investment and customer commitment deadlines, the Commission will expedite the transcripts as requested by the Parties.

**THE COMMISSION ORDERS THAT:**

1. The following procedural schedule is established:  

February 20-24, 2023 <sup>3</sup>	Technical Conference
April 28, 2023	Rebuttal Testimony

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<sup>1</sup> In addition to Staff, the parties are: The Office of the Public Counsel; Evergy Missouri Metro; Google LLC; Midwest Energy Consumers Group; and Velvet Tech Services, LLC (collectively, "the Parties").

<sup>2</sup> The Commission has made minor changes to the wording in procedures to be followed in Ordered Paragraph 5.E. and I. below.

<sup>3</sup> The time, location, and details of the technical conference will be determined among the parties.

April 28, 2023	Data request response time changes to 10 calendar days to respond and 7 calendar days to object or notify
May 3, 2023	Technical/Settlement Conference
May 15, 2023	Surrebuttal & Cross-Surrebuttal Testimony
May 22, 2023	Deadline for Serving Discovery
May 31, 2023	Deadline for Serving Discovery Responses
May 31, 2023	List of Issues, Order of Opening Statements, Witnesses, and Cross Examination
May 31, 2023	Joint Stipulation of Facts
June 9, 2023	Position Statements
June 29-30, 2023	Evidentiary Hearing
July 7, 2023	Expedited transcripts deadline
July 17, 2023	Initial Briefs
July 26, 2023	Reply Briefs

2. The Commission shall hold an evidentiary hearing on June 29-30, 2023, beginning at 9 a.m. on the first day.

3. The hearing shall be held at the Commission's office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

4. The transcripts shall be expedited as requested by the parties.

5. The Parties proposed and shall comply with the following procedures:
- A. The parties will provide all workpapers (in electronic format, whenever feasible) within two (2) business days following the date when the related testimony is filed.
  - B. Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs or outputs, if available in that original format with formulas intact, the party providing the workpaper or response shall provide this type of information in that original format subject to the Commission's rules on discovery procedure.
  - C. All parties shall provide copies of testimony (including schedules), exhibits and pleadings to other counsel of record by electronic means and in electronic form essentially concurrently with the filing of such testimony, exhibits, or pleadings where the information is available in electronic format. Parties shall not be required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
  - D. All parties must comply with the requirements of Commission Rule 20 CSR 4240-2.130 for prepared testimony, including the requirement that testimony be filed on line-numbered pages.
  - E. Although not all parties may agree upon how each issue should be described or on whether a listed issue is in fact a proper issue in this case, the parties shall agree upon and file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. The list of issues should be detailed enough to inform the Commission of each issue that must be resolved. The Commission will view any issue not contained in this list of issues as not requiring resolution by the Commission.
  - F. Each party shall file a simple and concise statement summarizing its position on each disputed issue, including citations to pre-filed testimony supporting its position.
  - G. All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 20 CSR 4240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

- H. If testimony or documents are prefiled and served upon the parties before a hearing, a party need only provide a copy of the testimony or document to the court reporter for marking as an exhibit. If not prefiled and served upon the parties, then a party who has a document marked for use at the hearing shall have sufficient copies of the document to provide a copy not only to the court reporter, but also to each of the Commissioners, the presiding officer, and counsel for each other party.
- I. Each party shall prepare a list of its exhibits and submit a copy of that list to every other party and to the regulatory law judge no later than two business days prior to the evidentiary hearing. The lists shall also be filed in the EFIS case file. Exhibits that may be offered during cross-examination, but which have not been pre-filed, need not be included on the list. However, when those documents are offered during the hearing, they will be assigned a number from that party's number group.

6. Exhibit numbers are assigned as follows:

- 1-99 Evergy Metro
- 100-199 Staff
- 200-299 Office of the Public Counsel
- 300-399 Google LLC
- 400-499 Velvet Tech Services, LLC
- 500-599 Midwest Energy Consumers Group

Exhibits shall be marked as set forth in Commission Rule 20 CSR 4240-2.135(10)(C). For example, the public version of exhibit two would be marked as Exhibit 2, whereas the confidential version of exhibit two would be marked as Exhibit 2C.

7. This order shall be effective when issued.



**BY THE COMMISSION**

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

Morris L. Woodruff  
Secretary

Rupp, Chm., Coleman, Holsman, and  
Kolkmeier CC., concur.

Hatcher, Senior Regulatory Law Judge


**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 25<sup>th</sup> day of January, 2023.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**January 25, 2023**

**File/Case No. EO-2023-0022**

**Missouri Public Service  
Commission**

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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**

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