

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

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

PROPOSED PROCEDURAL SCHEDULE AND PROCEDURES

COMES NOW Staff of the Missouri Public Service Commission, through the undersigned counsel, and for this Proposed Procedural Schedule and Procedures pleading respectfully states as follows:

1. On November 10, 2022, Evergy Missouri Metro, Inc. d/b/a Evergy Missouri Metro (“EMM”) filed an application asking the Commission to approve a Special High Load Factor Market Rate tariff.

2. On November 15, 2022, the Commission issued an *Order Directing Joint Proposed Schedule* (“Order”) in which it ordered the parties to submit either a status report or joint proposed procedural schedule no later than December 13, 2022.

3. On December 13, 2022, Staff filed a Status Report on behalf of the parties. In response to the Status Report, the Commission issued an *Order Granting Extension* on December 14, 2022, in which it ordered Staff to file a further status report or a joint proposed procedural schedule no later than January 13, 2023. Staff is making the current filing in compliance with said Order.

4. Staff, after consultation with the other parties¹ to this case, proposes the procedural schedule set forth below on behalf of itself and the other parties.

¹ The other parties to this case, as reflected in the Commission’s EFIS system, are: The Office of the Public Counsel; Evergy Missouri Metro; Google LLC; Midwest Energy Consumers Group; and Velvet Tech Services, LLC.

Additionally, Staff proposes that the Commission impose certain procedural requirements set forth below in its order that sets the procedural schedule for this case.

Proposed Schedule

<u>Event</u>	<u>Date</u>
Direct Testimony	Already filed
Technical Conference	TBD among parties (during week of February 20-24) depending on availability of parties
Rebuttal Testimony ²	April 28, 2023
Technical/Settlement Conference	May 3, 2023
Surrebuttal & Cross-Surrebuttal Testimony	May 15, 2023
Cut-off date for service of discovery requests	May 22, 2023
Cut-off date for service of discovery responses	May 31, 2023
List of issues, order of opening statements, Witnesses, and cross-examination	May 31, 2023
Joint stipulation of facts	May 31, 2023
Position statements	June 9, 2023
Hearing	June 29-30, 2023
Expedited Transcripts	July 7, 2023
Initial briefs	July 17, 2023
Reply briefs	July 26, 2023

² Response time for data requests changes to 10 calendar days to respond and 7 calendar days to object or notify of the need for additional time to respond

Proposed General 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 may view any issue not contained in this list of issues as uncontested and 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 not 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.

WHEREFORE the parties propose the above procedural schedule and Staff further requests that the Commission impose the proposed general procedures also set out above in its order that sets the procedural schedule for this case.

Respectfully submitted,

/s/ Jeffrey A. Keevil

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to counsel of record as reflected on the certified service list maintained by the Commission in its Electronic Filing Information System this 13th day of January, 2023.

/s/ Jeffrey A. Keevil