

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

In the Matter of the Application of Evergy)	
Missouri West, Inc. d/b/a Evergy Missouri)	
West for Approval of a Special High Load)	Case No. EO-2022-0061
Factor Market Rate for a Data Center)	
Facility in Kansas City, Missouri)	

GOOGLE LLC STATEMENT OF POSITION

COMES NOW Google LLC (“Google”) and for its Statement of Position states as follows:

1. Should the Commission approve the Special High Load Factor Market Rate (“Schedule MKT”) tariff proposed by EMW?

Position Statement:

Yes. There is clearly a need for the Schedule MKT in the Kansas City area, as evidenced by the participation in this case by Velvet Tech Services, LLC. Google has an interest in potentially developing Data Center Facilities that would take service under a similar tariff that is likely to be filed for the Evergy Missouri Metro, Inc. d/b/a Evergy Missouri Metro (“Evergy Metro”) territory. The testimony of Jill McCarthy of the Kansas City Area Development Council makes clear that data centers drive significant economic activity wherever they locate and such benefits would accrue to the Kansas City because of the Schedule MKT. And as the testimony of Maurice Brubaker on behalf of Velvet makes clear, Velvet will not locate the data center in the Evergy West territory without a rate offering like Schedule MKT.

a. Is the Schedule MKT tariff lawful?

Position Statement:

Yes. Schedule MKT is a new service. The Commission has addressed the question of approval of rates for new services in the Nucor case (EO-2019-0244) and even more recently in the case involving Evergy's Transportation Electrification Pilot Program (ET-2021-0151). The Commission's analysis of its authority in both of those cases is applicable here.

2. If yes, what if any modifications to the Schedule MKT tariff proposed by EMW or other conditions should the Commission order?

Position Statement:

In its surrebuttal testimony, Evergy has proposed a number of modifications to Schedule MKT in response to the testimony of Staff and the Office of the Public Counsel, and in response to discussions among the parties. The Commission should order that those modifications be made.

Respectfully Submitted,

BY: /s/ Lewis Mills
Lewis Mills, MO Bar No. 35275
BRYAN CAVE LEIGHTON PAISNER LLP
221 Bolivar Street, Suite 101
Jefferson City, MO 65101
573-556-6627 – Telephone
573-556-7447 – Facsimile
lewis.mills@bryancave.com

ATTORNEY FOR GOOGLE LLC

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing pleading was served on all parties to this case on 20th day of January 2022 by electronic mail.

Lewis Mills .