

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

In the Matter of the Application of Jennifer Dutcher            )  
For Change of Electric Supplier to Platte-Clay Electric        )  
Cooperative, Inc. from Evergy Missouri, Inc. d/b/a            )  
Evergy Missouri West.    )  
**File No. EO-2022-0320**

**STAFF’S PROPOSED JOINT STIPULATION  
OF UNDISPUTED FACTS**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and hereby submits its *Proposed Joint Stipulation of Undisputed Facts*. Staff states that while the below has been circulated to every party except Ms. Dutcher, who evidently has no email address, agreement has not yet been reached. The below is filed to meet Staff’s filing obligation. Staff anticipates that the parties will reach agreement over the next several days and that a final document will be filed then.

1. Applicant Jennifer Dutcher resides at 13400 N. Congress Avenue, within the city limits of Kansas City, Missouri.<sup>1</sup> Electric service is provided at that address by Evergy Missouri West, Inc., doing business as Evergy Missouri West.<sup>2</sup>
2. Evergy Missouri West, Inc., is a corporation that provides electric service at retail to the public for light, heat and power, via electrical plant that it owns, manages or controls. Evergy Missouri West, Inc., is a wholly-owned subsidiary of Evergy, Inc., a publicly-traded public utility holding company.
3. On May 18, 2022, Applicant filed an application with the Missouri Public Service Commission requesting that her electric service supplier be changed from Evergy

---

<sup>1</sup> *Application*, ¶ 1; *Evergy West’s Response*, ¶¶ 1 and 2; *Platte-Clay’s Response*, ¶¶ 1 and 2.

<sup>2</sup> *Application*, ¶ 2.

Missouri West, Inc., to Platte-Clay Electric Cooperative, Inc.<sup>3</sup>

4. Platte-Clay is a rural electric cooperative organized under Chapter 394, RSMo. (2021), to provide electric service to its members located in all or parts of seven Missouri counties, including Platte County, in which lies the property identified in the *Application*.

5. Applicant stated that her reason for requesting the change of supplier was as follows: “Our address has experienced multiple outages over a five-year period. Each time of an outage neither electric supplier can find our address in their system. The line down N. Congress Ave. is owned by Platte–Clay, but from road to house is Evergy. Neither company electronically speaks to the other. When we lose power, it takes me multiple phone calls and hours of interrupted service for resolution. On May 6, 2022, I once again called Evergy for an outage report and they could not locate my address in the outage system.”<sup>4</sup>

6. Staff’s investigation revealed the following:<sup>5</sup>

A. Electric service to the premises was initiated in 1994, and was connected by Platte-Clay and one of Evergy’s predecessors. The primary circuit, which is routed along the road fronting the property, is owned by Platte-Clay, while the overhead fuse and all equipment after it is owned by Evergy, including a pad-mounted transformer and a meter.

B. Evergy recently extended a primary circuit line to within one-half mile of the property in April 2022; however, it is not economical for Evergy to extend its facilities

---

<sup>3</sup> *Application*, ¶ 4; *Evergy West’s Response*, ¶ 1; *Platte-Clay’s Response*, ¶¶ 3 and 4.

<sup>4</sup> *Application*, ¶ 5

<sup>5</sup> *Staff Recommendation*, Appendix A, p. 1.

another half-mile to be utilized in providing service solely to this property.

C. Applicant's property, along with all surrounding properties, lies within the city limits of Kansas City, with which both Evergy and Platte-Clay have franchise agreements regarding electric service.

D. Applicant is the sole Evergy customer connected to this Platte-Clay primary circuit, as all the other properties on this circuit are Platte-Clay members.

7. Evergy Missouri West opposes the requested change of supplier, while Platte-Clay and the Staff support the requested change of supplier.<sup>6</sup>

8. Although Evergy asserts that it has resolved the problems referred to by Applicant as the reason for the requested change of supplier, Applicant nonetheless desires to go forward with the requested change of supplier.<sup>7</sup>

9. Staff understands that there are other similarly-situated customers of Evergy Missouri West and Evergy Missouri Metro.<sup>8</sup>

**WHEREFORE**, respectfully requests that the Commission accept this *Joint Stipulation of Undisputed Facts*.

---

<sup>6</sup> *Evergy's Response, passim; Platte-Clay's Response, ¶ 7; Staff Recommendation, Appendix A, p. 1.*

<sup>7</sup> *Staff Recommendation, Appendix A, p. 1.*

<sup>8</sup> *Staff Recommendation, Appendix A, p. 1.*

Respectfully submitted,

/s/ Kevin A. Thompson  
**KEVIN A. THOMPSON**  
Chief Staff Counsel  
Missouri Bar No. 36288

Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-6514 (Telephone)  
(573) 751-9285 (Fax)  
[kevin.thompson@psc.mo.gov](mailto:kevin.thompson@psc.mo.gov)

Attorney for the Staff of the  
Missouri Public Service Commission

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 24th day of February, 2024, to all counsel of record.

/s/ Kevin A. Thompson