

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

In the Matter of Evergy Metro, Inc. d/b/a Evergy Missouri)
Metro Request for Variance of 20 CSR 4240-3.175) File No. EE-2021-_____
)

In the Matter of Evergy Missouri West, Inc. d/b/a Evergy)
Missouri West Request for Variance of 20 CSR 4240-3.175) File No. EE-2021-_____
)

**EVERGY MISSOURI METRO’S AND EVERGY MISSOURI WEST’S REQUEST FOR
VARIANCE OF 20 CSR 4240-3.175 AND 60-DAY NOTICE PROVISION**

COMES NOW, Evergy Metro, Inc. d/b/a Evergy Missouri Metro (“Evergy Missouri Metro”) and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“Evergy Missouri West”) (collectively “Evergy” or the “Company”), pursuant to 20 CSR 4240-3.175, states as follows:

GENERAL INFORMATION

1. Evergy Missouri Metro is a Missouri corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. It is engaged in the generation, transmission, distribution and sale of electricity in western Missouri and eastern Kansas, operating primarily in the Kansas City metropolitan area. Evergy Missouri Metro is an “electrical corporation” and a “public utility” subject to the jurisdiction, supervision, and control of the Commission under Chapters 386 and 393.

2. Evergy Missouri Metro’s certificate of good standing was filed in Case No. EN-2020-0063 and is incorporated by reference pursuant to 20 CSR 4240-2.060(1)(G).

3. Evergy Missouri West is a Delaware corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. It is engaged in the generation, transmission, distribution and sale of electricity in western Missouri, including the suburban Kansas City metropolitan area, St. Joseph, and surrounding counties. Evergy Missouri West is an

“electrical corporation” and a “public utility” subject to the jurisdiction, supervision and control of the Commission under Chapters 386 and 393.

4. A certificate of authority for a foreign corporation to do business in Missouri was filed with the Commission in Case No. EN-2020-0064 and is incorporated by reference pursuant to 20 CSR 4240-2.060(1)(G).

5. Evergy Missouri Metro and Evergy Missouri West are wholly-owned subsidiaries of Evergy, Inc. They have no annual reports or regulatory assessment fees that are overdue.

6. Evergy Missouri Metro has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court which involved customer services or rates, which action, judgment or decision has occurred within three years of the date of this application.

7. Evergy Missouri West has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court which involved customer services or rates, which action, judgment or decision has occurred within three years of the date of this application, except for: *Barbara Edwards v. Evergy Missouri West*, No. EC-2020-0252.

8. In addition to serving counsel named below, all correspondence, pleadings, notices, orders and other communications regarding this proceeding should also be sent to:

Darrin R. Ives
Vice President, Regulatory Affairs
Evergy, Inc.
1200 Main Street
Kansas City MO 64105
(tel.) (816) 556-2522
Darrin.Ives@evergy.com

Anthony R. Westenkirchner
Senior Paralegal, Legal Department
Eversource Energy, Inc.
1200 Main Street
Kansas City, MO 64105
(tel.) (816) 652-1100
Anthony.Westenkirchner@eversource.com

REQUEST FOR VARIANCE OF 20 CSR 4240-3.175 REQUIREMENT

9. 20 CSR 4240-3.175 states in part:

(B) An electric utility shall submit its depreciation study, database and property unit catalog on the following occasions: 1. On or before the date adjoining the first letter of the name under which the corporation does business, excluding the word the, as indicated by the tariffs on file with the commission. A. The alphabetical categories and submission due dates are as follows: (I) A, B, C, D: January 1, 1994; (II) E, F, G, H: July 1, 1994; (III) I, J, K, L: January 1, 1995; (IV) M, N, O, P: July 1, 1995; (V) Q, R, S, T: January 1, 1996; and (VI) U, V, W, X, Y, Z: July 1, 1996. B. However— (I) An electric utility need not submit a depreciation study, database or property unit catalog to the extent that the commission's staff received these items from the utility during the three (3) years prior to the due dates listed in subparagraph (1)(B)1.A.; and (II) A utility with simultaneous due dates under subparagraph (1)(B)1.A. above and 4 CSR 240-3.275(1)(B)1. may postpone its due date with respect to one (1) of these rules by six (6) months. To exercise this option, the utility must give written notice of its intent to postpone compliance to the manager of the commission's energy department, and to the Office of the Public Counsel, before the utility's first due date; 2. Before five (5) years have elapsed since the last time the commission's staff received a depreciation study, database and property unit catalog from the utility. (2) The commission may waive or grant a variance from the provisions of this rule, in whole or in part, for good cause shown, upon a utility's written application.

10. Eversource Missouri Metro last submitted a depreciation study, database and property unit catalog on July 1, 2016 and under the above rule its new study, database and property unit catalog is due June 30, 2021. Eversource Missouri West last submitted a depreciation study on February 23, 2016 and a new depreciation study, database and property unit catalog was due February 22, 2021. Both companies will file updated depreciation studies, property unit databases and catalogs in their upcoming January 2022 rate cases.

11. The Company seeks a variance so that it can present up-to-date depreciation studies in its upcoming rate cases expected to be filed in January 2022. The Company did not file the depreciation studies pursuant to the time frames in the above rule as it believed that the depreciation studies should be filed in a rate case and the Company was precluded from filing a rate case until January 2022 under its PISA elections under 393.1400 RSMo. The Company does not believe that any harm will result in the granting of this variance since the depreciation information is most relevant in a rate case. This Request for Variance was filed as of the earliest date the Company knew of its necessity and was able to prepare the required documents.

12. There will be no negative effect on the Company's customers or the general public if the Commission grants this Request.

REQUEST FOR VARIANCE OF 60-DAY NOTICE REQUIREMENT

13. For good cause, Evergy also requests a variance of the 60-day notice provisions of 20 CSR 4240-4.017(1)(D) because of the issues described in Paragraph 2 above. A 60-day notice period conflicts with the original June 30, 2021 due date for the Evergy Missouri Metro depreciation study. The Company does not believe that any party will be prejudiced by this variance request of the 60-day notice requirement. The verification of Mr. Ives that Evergy has had no communication with the Office of the Commission within the prior 150 days regarding any substantive issue likely to arise in this case is attached.

WHEREFORE, for the foregoing reasons, the Company respectfully requests the Commission grant a variance of the rule provisions cited above.

Respectfully submitted,

/s/ Roger W. Steiner

Roger W. Steiner MBN#39586
Evergy, Inc.
1200 Main Street, 16th Floor
Kansas City, Missouri 64105
Telephone: (816) 556-2314
Facsimile: (816) 556-2780
E-mail: Roger.Steiner@evergy.com

**ATTORNEY FOR EVERGY MISSOURI
METRO AND EVERGY MISSOURI WEST**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand delivered, emailed or mailed, postage prepaid, this 24th day of June 2021, to counsel for Staff for the Commission and the Office of the Public Counsel.

/s/ Roger W. Steiner

Roger W. Steiner


VERIFICATION

COUNTY OF JACKSON)
) SS
STATE OF MISSOURI)

I, Darrin R. Ives, state that I am Vice President of Regulatory Affairs for Evergy, Inc., that I have reviewed the foregoing pleading, that I am familiar with its contents, that the statements contained therein are true and correct to the best of my knowledge and belief, and that Evergy has had no communication with the Office of the Commission within the prior 150 days regarding any substantive issues likely to arise in this case.

Under penalty of perjury, I declare that the foregoing is true and correct to the best of my knowledge and belief.¹

Evergy, Inc.



Darrin R. Ives, Declarant

¹ See Letter from the Commission, dated March 24, 2020: “[A]ny person may file an affidavit in any matter before the Commission without being notarized so long as the affidavit contains the following declaration: [‘]Under penalty of perjury, I declare that the foregoing is true and correct to the best of my knowledge and belief.[’] Signature of Declarant[.] This guidance applies both to pleadings filed in cases before the Commission and to required annual reports and statements of income.”