

# 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 ) **File No. EO-2023-0022**  
Metro for Approval of a Special High Load )  
Factor Market Rate Tariff )

## ORDER GRANTING APPLICATION TO INTERVENE

Issue Date: December 13, 2022

Effective Date: December 13, 2022

On November 10, 2022,<sup>1</sup> Evergy Missouri Metro (EMM) filed an application asking the Commission to approve a Special High Load Factor Market rate. The Commission issued notice and set a deadline for applications to intervene.

On November 29, Velvet Tech Services, LLC (Velvet Tech) timely filed an application to intervene. Velvet Tech stated that it is considering siting a new hyperscale enterprise data center near Kansas City, Missouri. Velvet Tech stated its interests are different than those of the general public. Velvet Tech further stated that granting its intervention request would serve the public interest. Velvet Tech stated that it has not yet taken a position on EMM's application.

More than ten days have passed since the filing of Velvet Tech's application to intervene and no one has responded.<sup>2</sup> After considering the unopposed application to intervene, the Commission finds that Velvet Tech has interests which are different from that of the general public and allowing it to intervene will serve the public interest.

---

<sup>1</sup> All dates herein refer to 2022 unless otherwise stated.

<sup>2</sup> Commission Rule 20 CSR 4240-2.080(13).

Therefore, in accordance with Commission Rule 20 CSR 4240-2.075(3), the Commission will grant the application to intervene.

**THE COMMISSION ORDERS THAT:**

1. The application of Velvet Tech to intervene is granted.
2. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff  
Secretary

Charles Hatcher, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 13<sup>th</sup> day of December, 2022.

**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 13<sup>th</sup> day of December, 2022.**



  
\_\_\_\_\_  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**December 13, 2022**

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

**Missouri Public Service Commission**  
Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**  
Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opcservice@opc.mo.gov

**Evergy Missouri Metro**  
James M Fischer  
2081 Honeysuckle Lane  
Jefferson City, MO 65109  
jfischerpc@aol.com

**Evergy Missouri Metro**  
Roger W Steiner  
1200 Main Street, 16th Floor  
P.O. Box 418679  
Kansas City, MO 64105-9679  
roger.steiner@evergy.com

**Google LLC**  
Frank A Caro  
900 W. 48th Place, Suite 900  
Kansas City, MO 64112  
fcaro@polsinelli.com

**Google LLC**  
Andrew O Schulte  
900 W. 48th Place, Suite 900  
Kansas City, MO 64112-6411  
aschulte@polsinelli.com

**Midwest Energy Consumers Group**  
Tim Opitz  
308 E. High Street, Suite B101  
Jefferson City, MO 65101  
tim.opitz@opitzlawfirm.com

**Missouri Public Service Commission**  
Jeff Keevil  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
jeff.keevil@psc.mo.gov

**Velvet Tech Services, LLC**  
Stephanie S Bell  
308 East High Street, Suite 300  
Jefferson City, MO 65101  
sbell@ellingerlaw.com

**Velvet Tech Services, LLC**  
Marc H Ellinger  
308 E. High Street, Ste. 300  
Jefferson City, MO 65101  
mellinger@ellingerlaw.com

**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

**Sincerely,**



**Morris L. Woodruff  
Secretary**

---

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