

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

Timothy Allegri,)	
)	
Complainant,)	
)	
v.)	
)	<u>File No. EC-2024-0015</u>
Evergy Metro, Inc. d/b/a Evergy Missouri)	
Metro and Evergy Missouri West, Inc. d/b/a)	
Evergy Missouri West,)	
)	
Respondent)	

STAFF MOTION FOR LIKE TREATMENT AND EXTENSION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its *Staff Motion for Like Treatment and Extension* in this matter states as follows:

FACTS

1. Complainant filed this *Complaint* on July 25, 2023. Staff has been ordered to file a report in this case no later than September 27, 2023.

2. On September 11th, 12th and 18th an additional 34 complainants filed individual complaints against Evergy Missouri West with substantially similar fact patterns to this matter. The Commission has ordered Staff to file reports in those new cases for the first group no later than October 30, 2023, and the second group on November 6, 2023. Evergy filed a *Motion to Consolidate* the cases on September 21, 2023. To be clear, only the Staff report in this current docket, EC-2024-0015, is ordered due on September 27, 2023.

3. The new complaints are identified by docket nos. EC-2024-0062; EC-2024-0063; EC-2024-0064; EC-2024-0065; EC-2024-0066; EC-2024-0067; EC-2024-0068; EC-2024-0069; EC-2024-0070; EC-2024-0071; EC-2024-0072;

EC-2024-0073; EC-2024-0074; EC-2024-0075; EC-2024-0076; EC-2024-0077;
EC-2024-0078; EC-2024-0079; EC-2024-0080; EC-2024-0081; EC-2024-0082;
EC-2024-0083; EC-2024-0084; EC-2024-0085; EC-2024-0086; EC-2024-0087;
EC-2024-0088; EC-2024-0089; EC-2024-0090; EC-2024-0091; EC-2024-0093;
EC-2024-0094; EC-2024-0095; EC-2024-0096 and EC-2024-0097.

4. Some of the complainants who filed individual complaints were also identified on the original petition filed to open this matter, which was ruled deficient due to the self representation of the petitioners.

5. Staff issued data requests in this EC-2024-0015 docket on August 18 and August 22, 2023, several of which Evergy objected to but filed responses subject to the objections on September 6 and 8, 2023. Staff reviewed Evergy's responses and identified several deficiencies in those responses, which it is working with the Company to resolve. Staff expects the Company to provide a supplemental response to Data Request 5 issued on August 22, 2023 by September 29, 2023.

6. Staff has issued several follow up data requests based on the information Evergy provided in its responses. Those responses are due October 4, 2023.

7. Staff is awaiting a supplemental response to data request 5, which may prompt additional follow up data requests.

MOTION FOR LIKE TREATMENT

8. Staff has reviewed the complaint dockets listed in paragraph 3 and finds them to contain substantially similar fact patterns.

9. Staff recognizes that the Commission previously ruled that the petition filed in this docket, EC-2024-0015, including all of the complainants was deficient citing

the inability for a pro se individual to represent other complainants. Therefore, instead of consolidation Staff asks in the alternative, for the Commission to treat these dockets as a single complaint for the purposes of report filings and the hearing process. This treatment would permit Staff to save valuable time and resources in its investigation and reporting.

10. Several complainants have expressed a desire not to have the complaints consolidated. Staff acknowledges this concern, but expresses that filing separately in 35 dockets will be quite complicated. Staff expects that its report and investigation will overlap extensively between the complainants' cases.

11. Staff will identify in its report filing as well as all other documents any unique characteristics of a specific or several specific complainants within the group of 35.

12. Staff asks that this docket, EC-2024-0015, be treated as the main docket for the purpose of filings unless identified otherwise.

13. Staff also asks that it be permitted to identify any discovery requests that are filed in one of these 35 dockets if the responses apply to more than one docket.

MOTION FOR EXTENSION

14. Due to the filing of the additional complaints and the on-going discovery issues the Staff and Company are working on resolving, in regards to its report Staff asks that the Commission order an extension of the currently ordered filing date of September 27, 2023.

15. Staff also asks that pursuant to its request to treat the dockets as a single complaint for purposes of the report filings and hearing process, Staff asks that the

same date for extension be granted in all 35 identified dockets so that Staff's report is due no later than November 6, 2023.

WHEREFORE, Staff prays that the Commission will grant this *Staff Motion for Like Treatment and Extension*; will order that the 35 dockets be treated the same for the purposes of report filings and hearing process; will grant an extension of the date by which to file Staff's report in all 35 dockets to November 6, 2023; and will grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Whitney Scurlock

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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 26th day of September, 2023, to all counsel of record.

/s/ Whitney Scurlock