

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

<b>Timothy Allegri,</b>	)	
	)	
<b>Complainant,</b>	)	<b>File No. EC-2024-0015</b>
	)	
<b>Evergy Missouri West, Inc.,</b>	)	
	)	
<b>Respondent.</b>	)	

**RESPONSE TO ORDER DIRECTING ALLEGRI TO EXPLAIN FILINGS AND  
MOTION DIRECTING COMMISSION TO EXPLAIN RULES**

**COMES NOW** Complainant Timothy Allegri (“Mr. Allegri”) and in reply to the Missouri Public Service Commission’s (“PSC”) *Order Directing Allegri to Explain Filings*, states as follows:

On February 2 and February 8, 2024, documents related to this case were filed in Missouri’s PSC Electronic Filing and Information System (EFIS) labeled “Exhibit”. The filings contained no attached pleadings explaining the purpose of the filings other than being labeled “Exhibits” because they are exhibits to be referenced in our case when the Commission makes a determination and orders regarding their *Staff Report* and *Staff Investigation* and/or when we are allowed an evidentiary hearing.

Per the January 16, 2024 *Order Canceling the Prehearing Conference and Evidentiary Hearing* (previously scheduled for January 23-25, 2024), the Commission will be scheduling an evidentiary hearing “at a later date” by separate *Order*.

Since the Commission ordered the hearings *anceled* rather than *rescheduled* (as requested by Complainants), it would seem reasonable that simple EFIS exhibit filings on the case could still be made since the *Order* did not specify otherwise and a new hearing date has not been set. The exhibits should not be considered as discovery for the January 23-25 evidentiary hearing since that hearing was canceled and not rescheduled, as jointly requested and agreed to by Allegri and Evergy.

Complainant respectfully asks the Commission what the deadline is for rescheduling hearings, what the “later date” is for this complaint case hearing, and when the resulting *Order* will be made.

The exhibits that were filed are related to the ongoing case. Complainant is unaware of the rules for EFIS filings of exhibits being different from other filings, but if a pleading is required for these exhibits, please advise of the requirement, along with the deadline for filing, and Complainant will gladly comply.

**MOTION FOR COMMISSION TO PROVIDE EXPLANATION**

Complainants are unsure of the status of this complaint case and statutes or Commission rules regarding the timeliness of the Commission filing or ruling on some of the docket items.

WHEREFORE, Complainant hereby motions the Commission:

- To provide the rules for filing exhibits on Missouri’s EFIS;
- To provide the Missouri statute and/or Commission Rule for the deadline/timeline of rescheduling a prehearing conference and evidentiary hearing;
- To provide the Missouri statute and/or Commission Rule for the deadline/timeline of making Order(s) regarding the results of the *Staff Report* and *Staff Investigation*;
- To provide the Missouri statute or Commission Rule that governs the timing of which the Commission must act on investigative findings of *any* complaint case;
- To provide an answer as to whether or not the Commission’s *Staff Investigation* found that Respondent Evergy is doing anything or about to do anything or permitting anything or about to permit anything to be done, contrary to or in violation of law or of any order or decision of the Commission with regard to this case; and
- An answer as to whether or not the Commission will direct their general counsel to commence an action in circuit court for the purpose of having any violations found in their investigation stopped, pursuant to RSMo. Chapter 386.360-1-2, and if not, explain in detail why not.

Respectfully submitted this 15<sup>th</sup> day of February 2024 to all parties via EFIS by:

*/s/ Timothy P. Allegri*

TIMOTHY P. ALLEGRI