

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

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

**RESPONSE TO ORDER DIRECTING ALLEGRI TO EXPLAIN FILINGS and
MOTION DIRECTING COMMISSION TO EXPLAIN RULES,
and SECOND MOTION FOR COMMISSION TO PROVIDE EXPLANATION**

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

On February 2 and February 8, 2024, Mr. Allegri filed documents via EFIS labeled “Exhibit” to be used for reference when the Commission makes a determination and orders regarding their *Staff Report* and *Staff Investigation* and/or when Complainants are allowed an evidentiary hearing.

On January 16, 2024, the Commission issued an *Order Canceling the Prehearing Conference and Evidentiary Hearing* (previously scheduled for January 23-25, 2024) in response to Mr. Allegri’s *Motion to Reschedule* hearings. Judge Clark’s *Order canceled* the hearings rather than **rescheduled** them, but stated the hearings would be “rescheduled at a later date” by separate *Order*.

In the *Motion Directing Commission to Explain Rules*, Complainant asked the Commission what the deadline is for rescheduling hearings. No direct responses to many of the questions in Mr. Allegri’s *Motion* were made, but an email dated February 27, 2024 from the Commission was received stating that a procedural conference has been scheduled via WebEx on March 4, 2024 from 1-3pm, along with WebEx invitation and instructions.

SECOND 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. To date, answers to the following questions contained in the original *Motion for Commission to Provide Explanation of Complainant's Motion Directing Commission to Explain Rules* has not been received.

WHEREFORE, Complainant hereby again motions the Commission to provide a written and filed response to each of the questions below by 10am prior to the procedural conference scheduled for March 4, 2024:

- 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
- To provide a detailed answer as to why the Commission has refused, after numerous requests by Complainants, to uphold RSMo. 386.360(1)(2) with regard to this complaint.

Respectfully submitted this 28th day of February 2024 to all parties via EFIS by:

/s/ Timothy P. Allegri

TIMOTHY P. ALLEGRI