

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

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

**ORDER CANCELING EVIDENTIARY HEARING,
SUSPENDING PROCEDURAL SCHEDULE,
AND DIRECTING FILING OF STATUS REPORTS**

Issue Date: May 9, 2024

Effective Date: May 9, 2024

On April 10, 2024,¹ Evergy Missouri West, Inc. d/b/a Evergy Missouri West filed a *Notice to Commission and Motion to Dismiss Due to Lack of Controversy* stating that it had dismissed condemnation cases in the circuit courts of Johnson and Lafayette counties related to issues involving complainants in this pending Commission case. In a response filed April 11, Complainants Timothy and Denise Allegri stated that the circuit court cases were ongoing.

On May 2, the Commission issued its *Order Directing Filing of Updated Position Statements*, allowing the parties to file updated position statements by May 9 prior to the evidentiary hearing scheduled for May 14-16.

On May 2, the Allegris filed a *Motion for Case Review and Motion for Expedited Treatment*. Among other things, the motion requests the Commission to “consider rescheduling the evidentiary hearings until such time Evergy presents its revised [project]

¹ Unless otherwise noted, all dates refer to the year 2024.

plan² and files it” On May 3, the Commission directed Evergy Missouri West, the Staff of the Commission (Staff), and the Office of the Public Counsel (OPC) to file a response to the Allegris motion no later than May 7, also allowing any other party to file a response by that date.

On May 7, Evergy Missouri West, Staff, OPC, and the Allegris filed a response. No other parties filed a response to the May 3rd order. Although the parties differ on whether an evidentiary hearing is still appropriate, none of the responding parties are opposed to canceling the upcoming evidentiary hearing and suspending the procedural schedule.

The Commission will cancel the evidentiary hearing, suspend the procedural schedule, and direct Evergy Missouri West to file monthly status reports.

THE COMMISSION ORDERS THAT:

1. The evidentiary hearing scheduled for May 14-16, 2024, is canceled and the procedural schedule is suspended until further order of the Commission.
2. Any party wishing to file an updated position statement may still do so no later than May 9, 2024.
3. Beginning with the month of June, 2024, no later than the 15th of each month, Evergy Missouri West shall file a report on (1) the status of the Fayetteville Project plan and whether the plan has been shared with the Complainants, and (2) the status of the condemnation cases in the circuit courts of Johnson and Lafayette counties involving the Complainants.
4. This order is effective when issued.

² Evergy Missouri West’s proposed project potentially effecting the Complainants is named the Fayetteville Transmission Line Upgrades or “Fayetteville Project.”



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 9th day of May, 2024.

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 9th day of May 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

May 9, 2024

File/Case No. EC-2024-0015

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

Sincerely,

A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

**Nancy Dippell
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.