

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 12th day of June, 2024.

Shamera E. Williams,)	
)	
Complainant,)	
)	<u>File No. EC-2024-0328</u>
v.)	
)	
Evergy Metro, Inc. d/b/a/ Evergy Missouri)	
Metro)	
)	
Respondent.)	

ORDER DISMISSING CASE

Issue Date: June 12, 2024

Effective Date: July 12, 2024

On May 1, 2024, Shamera Williams (Complainant) filed a formal complaint pursuant to Commission Rule 20 CSR 4240-2.070 against Evergy Metro, Inc. d/b/a Evergy Missouri Metro (Evergy). The complaint alleges Evergy has violated numerous federal laws in the Uniform Commercial Code. The Complainant's pleadings state the Complainant is a corporation.

On May 15, 2024, the Commission issued a Notice of Deficiency notifying Complainant that as a corporation they need an attorney to represent them before the Commission. Complainant's response, filed on May 20, 2024, did not cure the deficiency

since it was not filed by an attorney. The Complainant cited several federal laws and court cases dealing with the federal Uniform Commercial Code.¹

Commission Rule 20 CSR 4240-2.040 states that a corporation must be represented by an attorney before the Commission. Complainant did not obtain an attorney and filed a response to the Notice of Deficiency without an attorney, so this case will be dismissed.

Additionally, the Commission is an administrative body of limited jurisdiction, having only the powers expressly granted by statutes and reasonably incidental thereto.² Further, Section 386.390.1, RSMo (Supp. 2023) provides that the Commission shall hear complaints regarding “a violation, of any provision of law, or of any rule or order or decision of the commission.”

Commission Rule 20 CSR 4240-2.070(7) states that the Commission may after notice dismiss a complaint for failure to state a claim on which relief may be granted or for failure to comply with any provision of these rules or an order of the Commission. Commission Rule 20 CSR 4240-2.116(4) states that the Commission may dismiss a case for good cause after a minimum of ten days’ notice to all parties involved.

In this case, the Complainant has not alleged that Evergy violated any law, rule, or order or decision of the Commission. Rather, the Complainant alleges only that Evergy violated several federal laws including the Uniform Commercial Code. Complainant does not allege any facts upon which relief may be granted. The complaint alleges no violation

¹ Complainant’s May 20, 2024 response included several documents including 12 Affidavits and one Notice of People’s Assembly and notice of Corrective wisdom From the Supreme Court citing cases upholding the Uniform Commercial Code.

² See, e.g., *State ex. rel. City of St. Louis v. Missouri Public Service Comm’n*, 73 S.W.2d 393, 399 (Mo. banc 1934); *State ex. rel. Kansas City Transit, Inc. v. Public Service Comm’n*, 406 S.W.2d 5, 8 (Mo. 1966); *State ex rel GS Technologies Operating Co. v. PSC of Mo.*, 116 S.W.3d 680, 696 (Mo. App. 2003).

of any statute, rule, regulation, or tariff over which the Commission has jurisdiction. The Commission further finds that because the complaint alleges no claim for which relief may be granted and no violation of any statute, rule, regulation, or tariff over which the Commission has jurisdiction, good cause exists to also dismiss the complaint under 20 CSR 4240-2.070(7).

Under Commission Rule 20 CSR 4240-2.070(14), the regulatory law judge shall cause the parties to be notified that the dismissal of the complaint will be final unless an application for rehearing is filed. The application for rehearing must be filed with the Commission before the effective date of this order, which is July 12, 2024.³

If the Commission denies the application for rehearing, the parties then have 30 days after the denial is issued to file an appeal with the court of appeals.⁴ If the Commission grants the application for rehearing, then the Commission will order appropriate actions at that time.

THE COMMISSION ORDERS THAT:

1. The complaint filed on May 1, 2024, is dismissed.
2. If the Complainant wishes to request a rehearing by the Commission, such request must be filed before July 12, 2024.
3. This order shall be effective on July 12, 2024.



BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell".

Nancy Dippell
Secretary

³ Section 386.500, RSMo (2016) and Section 386.515, RSMo (Supp. 2023).

⁴ Section 386.510, RSMo (Supp. 2023).

Hahn, Ch., Coleman, Holsman
Kolkmeier, and Mitchell CC., concur.

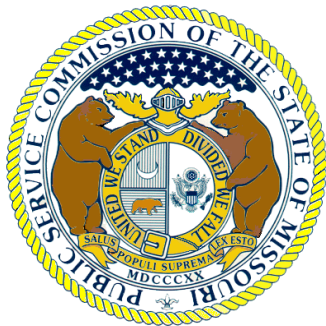
Karolin S. Walker, Regulatory Law Judge

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 12th day of June 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

June 12, 2024

File/Case No. EC-2024-0328

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

Sincerely,



**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.