

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

Kevin Kojeski,)	
Complainant,)	
)	
v.)	<u>File No. EC-2025-0007</u>
)	
Evergy Missouri West, Inc. d/b/a Evergy)	
Missouri West,)	
Respondent.)	

**ORDER RESCINDING ORDER DISMISSING COMPLAINT
AND DIRECTING COMPLAINANT TO RESPOND**

Issue Date: November 14, 2024

Effective Date: November 14, 2024

On October 14, 2024,¹ the Commission issued an order dismissing the complaint in this matter as Complainant Kevin Kojeski had failed to appear for a prehearing conference and had failed to comply with a Commission order to show good cause for this failure to appear.² The effective date of the order is November 16. The order also notified Mr. Kojeski that the decision would be final unless he filed an application for rehearing no later than November 15.

On November 13, Mr. Kojeski filed a formal complaint form that referenced this file number and upon which was written, "Refiling passed (sic) Hearing Date Per Justin in Your Office."³ The formal complaint form contained no other information.

In his November 13th filing, it appears that Mr. Kojeski had assumed that his complaint had already been dismissed and that he is asking that his complaint be refiled, rather than requesting a rehearing.

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

² See Commission Rules 20 CSR 4240-2.116(3), 20 CSR 4240-2.090(5), and 20 CSR 4240-2.070(7)

³ The formal complaint form was dated November 4 and postmarked November 7.

Rather than dismissing the complaint on the November 15 effective date and creating a new file, the Commission will rescind its order dismissing this complaint. As Mr. Kojeski has now twice failed to appear for prehearing conferences and twice failed to respond to Commission orders to show good cause for this failures to appear,⁴ the Commission will direct Mr. Kojeski to provide dates and times when he will be available for a prehearing conference to be held remotely. Failure to do so will result in the Commission dismissing his complaint for failure to comply.⁵ Should Mr. Kojeski comply with this order and the Commission again schedules a prehearing conference, failure of Mr. Kojeski to appear for the conference may result in this complaint being dismissed with prejudice.

THE COMMISSION ORDERS THAT:

1. The *Order Dismissing Complaint* issued by the Commission on October 17, 2024, is rescinded.
2. No later than November 29, 2024, Complainant Kevin Kojeski shall file a pleading listing dates and times during the months of December 2024 and January 2025 when he is available for a prehearing conference to be conducted remotely via WebEx video and teleconference.
3. In addition to normal service to the parties, the Commission's Data Center shall also serve a copy of this order to Complainant Kevin Kojeski via U.S. Postal Service mail.
4. This order is effective when issued.

⁴ See also File No. EC-2023-0334.

⁵ Commission Rule 20 CSR 4240-2.116(3).



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 14th day of November, 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 14th day of November 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

November 14, 2024

File/Case No. EC-2025-0007

MO PSC Staff

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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.