

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

In the Matter of the Application of Evergy)
Missouri West, Inc. d/b/a Evergy Missouri)
West and Evergy Metro, Inc. d/b/a Evergy)
Missouri Metro for Permission and Approval)
of a Certificate of Public Convenience and)
Necessity for Natural Gas Electrical)
Production Facilities)

File No. EA-2025-0075

JOINT PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”), by and through counsel, and on behalf of itself, Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“EMW”) and Evergy Metro, Inc. d/b/a Evergy Missouri Metro (collectively, “Evergy”), the Office of the Public Counsel, Renew Missouri Advocates d/b/a Renew Missouri, Sierra Club, and Midwest Energy Consumers Group (collectively, “Parties”), and in response to the Commission’s *Order Directing the Parties to Submit a New Proposed Procedural Schedule*, Staff respectfully proposes the following *Joint Proposed Procedural Schedule*:

Proposed Procedural Schedule

1. The Parties request that the Commission adopt the following Procedural Schedule:

| <u>EVENT</u> | <u>DATE</u> |
|---|--------------------|
| Filing Date | November 15, 2024 |
| Evergy Supplemental Direct | February 19, 2025 |
| Local Public Hearing in Nodaway County | April 1 or 2, 2025 |
| Staff Report/Rebuttal and Intervenor Rebuttal | April 25, 2025 |

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|---|---------------------------|
| Surrebuttal/Cross Rebuttal/Additional Rebuttal to Evergy Supplemental Direct Testimony ¹ | May 14, 2025 |
| Evergy Sur-surrebuttal Testimony in Response to Additional Rebuttal to Evergy Supplemental Direct Testimony | May 21, 2025 |
| List of Issues, Order of Witnesses | May 21, 2025 |
| Settlement Conference | May 22, 2025 ² |
| Discovery Cut-Off | May 23, 2025 |
| Position Statements | May 23, 2025 |
| Evidentiary Hearing | May 28-30, 2025 |
| Initial Brief | June 24, 2025 |
| Reply Brief | July 8, 2025 |
| Requested Commission Order | Week of August 4, 2025 |

2. Sierra Club requests that it be permitted to participate virtually. The Parties have no objection to this request. Further, because its witness will also be simultaneously participating in a hearing before the Georgia Public Service Commission from May 27-30, Sierra Club requests, and the parties agree, to allow this witness to appear as his schedule allows.

3. The lead attorney for Public Counsel in this case is also lead counsel in Case No. ER-2024-0261 which has a settlement conference scheduled on May 29, 2025, and other Parties, including Staff witnesses assigned to this case, are participating in that case as well. The Parties request the Commission take a recess during the evidentiary hearing on May 29, 2025, for that scheduled settlement conference. The Parties will

¹ The filing of Additional Rebuttal to Evergy Supplemental Direct Testimony is only permitted if new information is provided to Parties by Evergy outside of the February 19, 2025 Supplemental Direct filing.

² The Commission has set an evidentiary hearing for May 21-23, 2025, in Case No. EA-2025-0028. The lead attorney for Public Counsel is the same in both cases which may impede settlement discussions in this case.

make the Commission aware of the start and end of the requested recess once those times are known.

4. The Parties agree that Evergy will provide notice of the Local Public Hearing (“LPH”) by electronic means only (no bill insert) via email and text messages to EMW customers. The Parties agree that Evergy will (1) publish notice of the LPH in the publication “Nodaway News”, (2) publish notice of the LPH on the Company’s home internet site, and (3) send a media advisory to radio stations that serve the Nodaway County area. Evergy will distribute these notices approximately one week before the LPH.

5. The Parties request the Commission set the time, date, and location of the LPH, and approve the content of the electronic and publication notices, by March 1, 2025.

Discovery Procedures

6. The Parties request that the Commission adopt the following procedures regarding discovery:

- a. All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to other counsel of record by electronic means and in electronic form essentially concurrently with the filing of such testimony, exhibits or pleadings where the information is available in electronic format. Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- b. Parties shall make all reasonable efforts to not include confidential information in data requests. If confidential information must be included in data requests, the confidential information will be appropriately designated as such pursuant to 20 CSR 4240-2.135.
- c. Data requests issued to or by Staff shall be submitted and responded to in the Commission’s Electronic Filing and Information System (“EFIS”), if feasible, or in electronic format on compact disc or by other means agreed to by counsel, if infeasible. Counsel for each party shall receive electronically from each other party serving a data request, an

electronic copy of the text of the “description” of that data request contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains confidential information, or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy. If a party desires the response to a data request that has been served on another party, the party desiring a copy of the response must request a copy of the response from the party answering the data request. Data requests shall be sent by e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list for data requests, but shall assume responsibility for compliance with any restrictions on confidentiality. Data request responses shall be served on counsel for the requesting party, unless waived by counsel, and on the requesting party’s employee or representative who submitted the data request, and shall be served electronically, if feasible and not voluminous as defined by Commission rule. Evergy’s responses to Staff data requests will be available to other parties on EFIS. In addition, Evergy’s responses to all parties’ data requests will be available for review on CaseWorksEX for parties who complete the requirements for accessing the CaseWorksEX system.

- d. Upon the filing of this procedural schedule with the Commission, the response time for all data requests shall be 10 calendar days, and 5 calendar days to object or notify that more than 10 calendar days will be needed to provide the requested information. After the filing of Staff’s Report/Rebuttal and Intervenor Rebuttal testimony (April 25, 2025) and until the discovery cut-off date (May 23, 2025), the response time for data requests shall be 5 business days to provide the requested information, and 2 business days to object or notify that more than 5 business days will be needed to provide the requested information. However, the response time for data requests concerning the Company’s Sur-Surrebuttal testimony (May 21, 2025) shall be 5 calendar days to provide the requested information, and 2 calendar days to object or notify that more than 5 calendar days will be needed to provide the requested information. Data requests sent after 5:00 pm will be considered served on the next business day. The Commission may rule on discovery motions filed after Staff’s Report/Rebuttal and Intervenor Rebuttal testimony is filed without holding the conference required by 20 CSR 4240- 2.090(8)(B).
- e. Workpapers prepared in the course of developing a witness’ testimony (including schedules) and exhibits shall not be filed with the Commission, but shall be submitted to each party within 2 business days following the filing of the particular testimony, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing confidential information shall be appropriately marked. Counsel shall undertake to advise other counsel if the

sponsored witness has no workpapers related to the round of testimony.

- f. Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs or outputs, if available in that original format, the party providing the workpaper or response shall provide this type of information in that original format with formulas intact. Workpapers shall be provided in electronic format by e-mailing or by delivery of a compact disc or other electronic storage media.
- g. Documents filed in EFIS shall be considered properly served by serving the same on counsel of record for all other parties via e-mail.
- h. The Parties request expedited transcripts for the evidentiary hearing, with transcripts to be filed in EFIS no later than one week after hearing.

WHEREFORE, on behalf of the Parties, Staff respectfully proposes this procedural schedule.

Respectfully submitted,

//s/ Travis J. Pringle

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record on this 13th day of February 2025.

/s/ Travis J. Pringle