



IN THE \_\_\_\_\_ JUDICIAL CIRCUIT, \_\_\_\_\_ COUNTY, MISSOURI

Judge or Division: P Missouri Public Service Commission	Circuit Court Case Number: EC-2024-0015, et. al.	
Plaintiff/Petitioner:  Missouri Office of the Public Counsel	Appellate Number:	<input type="checkbox"/> Filing as an Indigent
	Date of Judgment/Decree/Order: (ATTACH A COPY) Issued: December 19, 2024 Effective: January 18, 2025	Court Reporter:
vs.	Date Post Trial Motion Filed: January 10, 2025	<input type="checkbox"/> Sound Recording Equipment
Defendant/Respondent:  Public Service Commission of the State of Missouri	Date Ruled Upon: January 29, 2025	The Record on Appeal will consist of: ___ Legal File only or <u>x</u> Legal File and Transcript
		(Date File Stamp)

Notice of Appeal to Missouri Court of Appeals - Civil

District:  Western  Eastern  Southern

Notice is given that The Missouri Office of the Public Counsel appeals from the judgment/decree/order entered in this action on December 19, 2024 (date).

Appellant's Name (If multiple, list all or attach additional pages) The Missouri Office of the Public Counsel	Respondent's Name (If multiple, list all or attach additional pages) Public Service Commission of the State of Missouri
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Appellant's Attorney/Bar Number (If multiple, list all or attach additional pages) Marc Poston, MO Bar No. 45722	Respondent's Attorney/Bar Number (If multiple, list all or attach additional pages) Rodney Massman, MO Bar No. 37631
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Brief Description of Case (May be completed on a separate page)

Timothy Allegri, et al. v. Every Missouri West, Inc. d/b/a Every Missouri West, is a consolidation of thirty complaints against Every. Attached is a separate sheet that lists the cases and complainants consolidated into Case No. EC-2024-0015 and dismissed on December 19, 2024. The complaints regarded the lawfulness and reasonableness of Every's attempts to condemn the complainant's property.

Electronically Filed - WESTERN DISTRICT CT OF APPEALS - February 27, 2025 - 11:33 AM

Issues Expected To Be Raised On Appeal (May be completed on a separate page. Appellant is not bound by this list.)

The thirty (30) complaints against Evergy allege the Company's efforts to condemn their property was unlawful in violation of a Commission order and unreasonable in that Evergy attempted to mislead the property owners in its efforts to condemn their property through eminent domain. The Commission dismissed the Complaints without addressing whether Evergy violated a Commission order and without addressing whether Evergy's actions were unjust and/or unreasonable. The basis for the Commission's dismissal misinterprets the law, and unlawfully and unreasonably dismissed the complaints without resolving the issues raised by the Complainants.

**Docket Fee Information**

- The docket fee in the amount of \$70.00 is being tendered with this notice of appeal.
- No docket fee is being tendered because:
  - a docket fee is not required by law pursuant to § 483.500.1 RSMo. (cite specific statute or other authority).
  - a motion to prosecute the appeal in forma pauperis has been or will be filed.
  - a docket fee in the amount of \$70.00 cannot be tendered at this time but will be submitted at a later date or this appeal will be subject to dismissal pursuant to Rule 84.08(a).

Signature of Attorney or Appellant

Date

2/27/25

**Certificate of Service on Persons other than Registered Users of the Missouri eFiling System**

I certify that on February 27, 2025 (date), a copy of the foregoing was sent to the following by facsimile, hand-delivery, electronic mail or U.S. mail postage prepaid to their last known addresses.

Public Service Commission of the State of Missouri; Evergy Missouri West, Inc. d/b/a Evergy Missouri West; Betty Beyers; Denise Allergri; Charles E. Bracken; Jesse L. Green Jr; Letha Sue Boland; Susan G. Bracken; Bethann C. Hill; Candace K. Robertson; Dwayne Marsh; Norman Howard; Rebekah L. Marsh; Scott Rasa; Stephen L. Robertson; Teresa Howard; Bart Wyatt; Carl J. Wouden; Cheryl K. Wouden; Dorothy J. Bell; Steven J. Bell; Amy Wolfe; Glen Wolfe; Mark A. Hill; Aaron R. Collett; Colette Collett; Chad Krummel; Jessica Krummel; Cheryl A. Hedden; Rhonda Berg; David J. Berg; Timothy P. Allegri

Appellant or Attorney for Appellant

**Directions to Clerk**

Transmit a copy of the notice of appeal and all attached documents to the clerk of the Court of Appeals and to any person other than registered users of the eFiling system in a manner prescribed by Rule 43.01. Clerk shall then fill in the memorandum below. See Rule 81.08(i). Forward the docket fee to the Department of Revenue as required by statute.

**Memorandum of the Clerk**

I have this day served a copy of this notice by  regular mail  registered mail  certified mail  facsimile transmission to each of the following persons at the address stated below. If served by facsimile, include the time and date of transmission and the telephone number to which the document was transmitted.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have transmitted a copy of the notice of appeal to the clerk of the Court of Appeals, \_\_\_\_\_ District.

- Docket fee in the amount of \$70.00 was received by this clerk on \_\_\_\_\_ (date) which will be disbursed as required by statute.
- No docket fee was received.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk

Additional Parties and Attorneys

List every party involved in the case not listed on page 1, indicate the position of the party in the circuit court (e.g. plaintiff, defendant, intervenor) and in the Court of Appeals (e.g. appellant or respondent) and the name of the attorney of record, if any, for each party. Attach additional pages to identify all parties and attorneys if necessary.

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