

**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

REVISED LIST OF ISSUES

COMES NOW, Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“EMW” or the “Company”) and, for the parties’ *Revised List of Issues* (“Revised List of Issues”), as follows:

I. REQUEST TO LITIGATE CASE VIA BRIEFING

1. On May 29, 2025, the parties intend to file a *Non-Unanimous Stipulation and Agreement* (the “Agreement”).

2. Sierra Club and Renew Missouri oppose the Agreement on the following grounds pursuant to 20 CSR 4240-2.115(2)(B):

(a) Pursuant to 20 CSR 4240-2.115(2)(B), Sierra Club intends to object to the Agreement based primarily on the testimony of its witness, Michael Goggin, along with other record evidence. Assuming that the RLJ and Commissioners do not wish to question Mr. Goggin, then Sierra Club agrees to waive its right to a hearing and, instead, litigate the case via briefing.

(b) Pursuant to 20 CSR 4240-2.115(2)(B), Renew Missouri intends to object to the Agreement based primarily on the testimony of its witness, Nick Jones, along with other record evidence. Assuming that the RLJ and Commissioners do not wish to question Mr. Jones, then Renew Missouri agrees to waive its right to a hearing and, instead, litigate the case via briefing.

3. Unless the Commission has questions of its witnesses, EMW, Staff, OPC, and MECG also believe that the case could be handled with briefs. The briefing would address the issues as detailed below.

4. All parties request that the pre-filed testimony be admitted into the record without the necessity of the witnesses taking the stand.

II. REVISED LIST OF ISSUES

A. Does the evidence establish that (1) the advanced 710 megawatt (“MW”) combined cycle gas turbine (“CCGT”) generating facility to be located in Sumner County, Kansas (“Viola”), (2) a 440 MW simple-cycle gas turbine (“SCGT”) generating facility located in Nodaway County, Missouri (“Mullin Creek #1”), and (3) the 710 MW CCGT generation facility to be located in Reno County, Kansas (“McNew”) (collectively, “Projects”) for which Evergy Missouri West is seeking a certificate of convenience and necessity (“CCN”) are necessary or convenient for the public service?

1. Should the Commission find that the Projects satisfy the first *Tartan* Factor of need?
2. Should the Commission find that the Projects satisfy the second *Tartan* Factor of economic feasibility?
5. Should the Commission find that the Projects are in the public interest and satisfies the fifth *Tartan* Factor?

C. Should the Commission grant Evergy Missouri West’s request that its decision to acquire, construct, own, and operate the Projects is prudent under Section 2(C) of Commission Rule 20 CSR 4240-20.045?

D. Should the Commission approve the Agreement?

Respectfully submitted,

/s/ Roger W. Steiner

Roger W. Steiner, MBN 39586
Corporate Counsel
Evergy, Inc.
1200 Main Street
Kansas City, MO 64105
Phone: (816) 556-2314
roger.steiner@energy.com

Karl Zobrist, MBN 28325
Jacqueline M. Whipple, MBN 65270
Chandler Hiatt, MBN 75604
Dentons US LLP
4520 Main Street, Suite 1100
Kansas City, MO 64111
Phone: (816) 460-2400
Fax: (816) 531-7545
karl.zobrist@dentons.com
jacqueline.whipple@dentons.com
chandler.hiatt@dentons.com

James M. Fischer, MBN 27543
Fischer & Dority, P.C.
2081 Honeysuckle Lane
Jefferson City, MO 65109
Phone: (573) 353-8647
jfischerpc@aol.com

Attorneys for Evergy Missouri West

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered, emailed, mailed postage-prepaid, or filed and served via EFIS, to the parties in this above-captioned proceeding, this 29th day of May 2025.

/s/ Roger W. Steiner

Attorney for Evergy Missouri West