

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

In the Matter of the Request of The Empire)
District Electric Company d/b/a Liberty for)
Authority to File Tariffs Increasing Rates) Case No. ER-2024-0261
for Electric Service Provided to Customers)
In its Missouri Service Area)

**EVERGY MISSOURI METRO AND EVERGY MISSOURI WEST
APPLICATION TO INTERVENE OUT-OF-TIME**

COMES NOW, Evergy Metro, Inc. d/b/a Evergy Missouri Metro (“EMM”) and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“EMW”) (collectively “Evergy” or the “Company”) and, pursuant to 20 CSR 4240-2.075(3)(B) and (10), submit this *Application to Intervene Out-of-Time* (“Application”) in the above-captioned docket. In support of their Application, EMM and EMW state as follows:

APPLICATION TO INTERVENE

1. EMM is a corporation duly organized and existing under the laws of the State of Missouri, with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. The Company is primarily engaged in the business of generating, transmitting, distributing, and selling electric energy in portions of eastern Kansas and western Missouri. The Company is an electric corporation and public utility as defined in Section 386.020 Mo. Rev. Stat. (2000), as amended. A Certificate of Good Standing was filed with the Commission in Case No. EN-2020-0063 and is incorporated herein by reference in accordance with 20 CSR 4240-2.060(1)(G). Applicant is an electric corporation and public utility as defined in Section 386.020, Mo. Rev. Stat. (2010), as amended.¹

¹ All statutory references are to the Missouri Revised Statutes (2010), as amended to date.

2. EMW is a Delaware corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. It is engaged in the generation, transmission, distribution, and sale of electricity in western Missouri, including the suburban Kansas City metropolitan area, St. Joseph, Warrensburg, Sedalia, and surrounding counties. Evergy Missouri West is an “electrical corporation” and a “public utility” subject to the jurisdiction, supervision, and control of the Commission under Chapters 386 and 393. A certificate of authority for EMW to do business in Missouri as a foreign corporation was filed with the Commission in No. EN-2020-0064 and is incorporated by reference pursuant to 20 CSR 4240-2.060(1)(G).

3. All correspondence, pleadings, orders, decisions, and communications regarding this proceeding should be sent to:

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4. On March 5, 2025, the Missouri Public Service Commission (“Commission”) issued its *Corrected Order Giving Notice and Setting a Deadline to Intervene* (“Order”) in this docket, which included a deadline of March 25, 2025, for interventions.

5. On April 10, 2025, the Commission issued its *Order Setting Updated Procedural Schedule and Assignment of Exhibit Numbers* (“Procedural Schedule”), which included a filing deadline of July 21, 2025, for filing of parties’ Direct Testimony – Rate Design (“Rate Design Direct”).

6. On July 21, 2025, parties to the docket, including Staff (“Staff”) for the Commission filed their Rate Design Direct pursuant to the Procedural Schedule.

7. As part of Staff's Rate Design Direct, Staff witnesses Luebbert, Lange, and Mastrogiannis included detailed discussions and positions on Large Load Tariffs, an issue central to the Company's own ongoing docket on this topic², as well as another ongoing docket filed by Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri").³ Both EMW and Ameren Missouri have now successfully intervened in each other's Large Load Tariff docket. Given Staff's insertion of the large load tariff issue here, the Commission's decision in this case could impact both the Evergy and Ameren Missouri large load cases.

8. Notably, in Ameren Missouri's docket, the Commission granted the Company's intervention, citing specifically that:

Missouri Senate Bill No. 42 requires that regulated electrical corporations with more than 250,000 customers develop and submit to the Public Service Commission schedules to include in its service tariff applicable to customers who are projected to have above an annual peak demand of 100 megawatts or more. Senate Bill No. 4 does not become effective until August 28, 2025. Ameren Missouri and Evergy are Missouri's two largest regulated electric utilities. Both utilities will be required to develop a 100 megawatt rate schedule under Senate Bill No. 4. However, both Ameren Missouri and Evergy have initiated large load customer plan cases that they otherwise would be required to initiate after August 28, 2025.

[...]

Not allowing Evergy's intervention could result in the Commission failing to consider an issue in one case that is present in both cases. The potential detriments of allowing Evergy to intervene in this case are far outweighed by the advantages of receiving input from two large Missouri-regulated utilities both facing this new requirement.

² In the Matter of the Application of Evergy Metro, Inc. d/b/a Every Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West for Approval of New and Modified Tariffs for Service to Large Load Customers, No. EO-2025-0154.

³ In the Matter of the Application of Union Electric Company d/b/a Ameren Missouri for Approval of New Modified Tariffs for Service to Large Load Customers, No. ET-2025-0184.

The Commission finds that Evergy's intervention serves the public interest. Therefore, the Commission will grant Evergy's intervention request.⁴

9. As in the Ameren case, the Company's intervention will serve the public interest as Evergy will provide additional perspective to the Commission regarding the issues involved with the provision of service to large load customers.

10. The Company's interest with regard to Large Load Tariffs are different than those of the general public, as illustrated by the fact that EMM and EMW are Missouri investor-owned electric utilities. This interest may be impacted by the Commission's decision in this case.

11. As shown above, good cause exists to permit the Company's intervention. The Company intervention application was made as soon as practicable and is only ten days after Staff filed its rate design direct testimony proposing a new rate for Empire. Empire's direct filing in this case did not address the large load issue.

12. The Company is only seeking intervention so that it can address the large load issue raised by Staff witness rate design direct testimony of three witnesses (Luebbert, Lange, Mastrogiannis). The Company has no position on any other issue in this case. The Company contacted Empire and the Commission's Staff regarding this application and both parties indicated no objection.

13. As required by 20 CSR 4240.2.075(10), the Company states that as of the date of this Application, the Company accepts the record established in this case to-date and the requirements of prior orders issued by the Commission in this docket.

WHEREFORE, the Company respectfully requests that the Commission issue an order authorizing it to intervene in the above-captioned docket limited to the Large Load Tariffs issue.

⁴ *Orde Granting Evergy Application to Intervene*, pp. 3-5, issued July 9, 2025, No. ET-2025-0184.

Respectfully submitted,

/s/ Roger W. Steiner

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**ATTORNEY FOR EVERGY MISSOURI
METRO AND EVERGY MISSOURI METRO**

CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the foregoing have been e-mailed or mailed, via first class United States Mail, postage pre-paid, to counsel for all parties of record this 31st day of July 2025.

/s/ Roger W. Steiner

Roger W. Steiner