

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Every Missouri)
West, Inc. d/b/a Every Missouri West For Approval) Case No. EO-2026-0129
of an Amendment to Nucor Steel Sedalia, LLC)
Agreement)

ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE, AND DIRECTING STAFF RECOMMENDATION

Issue Date: December 19, 2025

Effective Date: December 19, 2025

On December 18, 2025, Every Missouri West, Inc. d/b/a Every Missouri West (EMW) filed an application requesting Commission approval to amend the approved contract¹ between EMW and Nucor Steel Sedalia, LLC (Nucor) to permit Nucor to participate in any demand response programs offered by EMW, including Missouri Energy Efficiency Investment Act (“MEEIA”) demand response programs. The application also requests a waiver of the 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(D).

The Commission will provide notice of the application to the general public and interested parties, set a deadline for intervention requests, and order its Staff to file a pleading.

THE COMMISSION ORDERS THAT:

1. The Commission’s Data Center shall provide a copy of this order to the County Commission of each county in EMW’s service area.
2. The Commission’s Public Policy and Outreach Department shall make notice of this order available to the media serving each county in EMW’s service area.

¹ Case No. EO-2019-0244.

3. The Commission's Data Center shall provide notice of this order and a copy of the application to each party to EMW's most recent general rate case, Case No. ER-2024-0189.

4. The Commission's Data Center shall provide notice of this order and a copy of the application to each party to EMW's previous case, Case No. EO-2019-0244.

5. Any person or entity wishing to intervene in this matter shall file an application to do so no later than January 9, 2026.

6. No later than January 23, 2026, the Commission's Staff shall file a Recommendation or an alternative pleading.

7. This order shall be effective when issued.

BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell".

Nancy Dippell
Secretary

Riley G. Fewell, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 19th day of December, 2025.

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

In the Matter of the Application of Everyg)
Missouri West, Inc. d/b/a Everyg Missouri)
West For Approval of an Amendment to) No. EO-2026-0129
Nucor Steel Sedalia, LLC Agreement)
)

APPLICATION AND REQUEST FOR WAIVER OF 60-DAY NOTICE

COMES NOW, Everyg Missouri West, Inc. d/b/a Everyg Missouri West (“Applicant,” “EMW”, or “Company”), and respectfully requests authority from the Missouri Public Service Commission (“Commission”) to enter into an Amendment to the approved contract between EMW and Nucor Steel Sedalia, LLC (“Nucor” or “Nucor Sedalia”) to permit Nucor to participate in any demand response programs offered by EMW, including Missouri Energy Efficiency Investment Act (“MEEIA”) demand response programs. In support thereof, Applicant states as follows:

1. Applicant is a Delaware corporation with its principal office and place of business at 1200 Main Street, Kansas City, Missouri 64105. EMW is primarily engaged in providing electric and steam utility service in Missouri to the public in its certificated areas. EMW is an “electrical corporation” and a “public utility” under Section 386.020(15) and (43) and is subject to the jurisdiction, supervision and control of the Commission under Chapters 386 and 393. Applicant is primarily engaged in the business of generating, transmitting, distributing, and selling electric energy in portions of western Missouri. EMW is an electric corporation and public utility as defined in Section 386.020, Mo. Rev. Stat. (2016), as amended. A certificate of authority for a foreign corporation to do business in Missouri was filed with the Commission in Case No. EN-2020-0064 and is incorporated by reference pursuant to 20 CSR 4240-2.060(1)(G).

2. Applicant holds Certificates of Convenience and Necessity from the Commission to transact business as an electric public utility in certain areas of the State of Missouri and is principally engaged in the generation, transmission, distribution and sale of electric power and energy. In addition, Applicant has heretofore filed with this Commission a certified copy of the Articles of Consolidation under which it was organized and of all amendments thereto.

3. In addition to undersigned counsel, communications in regard to this matter should be addressed to:

Kevin Gunn
Vice President – Regulatory & Government Affairs
Evergy, Inc.
1200 Main Street, 19th Floor
Kansas City, Missouri 64105
Telephone: (816) 652-1200
Fax: (816) 556-2110
E-mail: Kevin.Gunn@evergy.com

Anthony R. Westenkirchner Senior Paralegal
Evergy, Inc.
1200 Main Street, 17th Floor
Kansas City, Missouri 64105
Telephone: (816) 652-1100
E-mail: Anthony.Westenkirchner@evergy.com

4. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court that involves customer service or rates, which has occurred within three years of the date of this Application. No annual report or assessment fees are overdue.

I. BACKGROUND

5. On November 13, 2019, the Commission approved a Special Incremental Load Rate Contract (“Nucor Agreement”) between Evergy Missouri West (formally known as “Greater

Missouri Operations Company") and Nucor in File No. EO-2019-0244.¹ At the time the Commission approved the Nucor Agreement, the Agreement did not specifically address Nucor's possible participation in EMW's demand response programs, including EMW's MEEIA demand response programs. The MEEIA Business Demand Response Program ("BDR"), is a MEEIA program designed to allow EMW to periodically require participants to terminate or reduce their electric load on EMW's system during high levels of demand for EMW's electric service.

6. The purpose of this Application is to request the Commission approve an Amendment (attached as Confidential Attachment 1) to the Nucor Agreement which would specifically allow Nucor to participate in any demand response programs offered by EMW, including MEEIA demand response programs, beginning on April 1, 2026. The Company Direct Testimony of Mr. Brian File is filed concurrently with this Application to further explain the proposed Amendment.

7. Nucor has been receiving electric service from EMW under a Special Rate for Incremental Load Service tariff ("Schedule SIL."). EMW's Schedule SIL Sheet No. 157 states:

8. Service under this tariff may not be combined with service under an Economic Development Rider, an Economic Redevelopment Rider, the Renewable Energy Rider, Community Solar program, service as a Special Contract, or be eligible for participation in programs offered pursuant to the Missouri Energy Efficiency Investment Act, or for participation in programs related to demand response or off-peak discounts, unless otherwise ordered by the Commission when approving a contract for service under this tariff. Pursuant to the Schedule SIL provisions, the Commission may approve Nucor to participate in BDR when approving an amended contract for EMW's service under the SIL tariff. (Schedule SIL, Sheet 157)

¹ *Report and Order* (issued November 13, 2019), and *Order Denying Motion to Reject Tariff, Denying Motion to Modify Tariff, and Approving Tariff* (issued December 17, 2019), File No. EO-2019-0244.

II. APPROVAL OF THE AMENDMENT TO THE NUCOR AGREEMENT IS REASONABLE AND IN THE PUBLIC INTEREST

9. The Company requests Commission approval of the proposed Amendment to the Nucor Agreement since Nucor's participation in the EMW's demand response programs, including EMW's MEEIA BDR is reasonable and in the public interest.

10. As demonstrated in the EMW's 2025 Integrated Resource Plan ("IRP") Annual Update filing (Case No. EO-2025-0251) and recent MEEIA 4 dockets (Case No. EO-2023-0369/0370), there is a significant need for capacity to meet load requirements. Demand response will play an integral role in helping EMW meet its capacity accreditation requirements. The broader energy industry is facing demand that is growing faster than it has in decades. EMW is in a similar position and expects demand response programs to be an important part in solving for the need.

11. EMW has received CCN approval for over 1.3 GW of new generation resources by 2030. Demand response programs' primary's benefit as a resource is through deferred or avoided capacity investment.

12. Due to an administrative oversight, Nucor was previously enrolled in EMW's BDR program to reduce approximately **█** MW during the 2023 Demand Response season without the specific approval of the Commission. When the oversight was brought to EMW's attention by the Commission Staff, EMW terminated Nucor's participation in its BDR.

13. However, during the period of participation in the BDR, Nucor demonstrated that it could successfully participate in the BDR. Nucor's reduction strategy consisted of reducing the load from their industrial electric arc furnace. Reduction strategy coupled with improved performance resulted in 105% performance to contract for the season. Nucor reduced load during

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the six event calls for a total of 24 hours duration. Total reduction time represents less than 1% (0.002%) of their 8,760-load shape.

14. Load reduction from Nucor's last event call in 2023 resulted in approximately \$10-\$20,000 in revenue impact to EMW (assuming Nucor reduced load v. shifting). From 2021 – 2023, the avoided capacity cost benefits to all Missouri West customers calculated for Nucor's Sedalia site participation in the BDR was approximately \$3.75 million.

15. All EMW customers benefited from the peak demand reduction supplied by Nucor during the summers of 2021 and 2022 far more than the program costs paid to Nucor through MEEIA. The avoided capacity cost benefits to all EMW customers calculated for Nucor's Sedalia site participation is \$2,555,754. This is **█** times greater than the costs of incentives paid related to this site's participation. It should be noted that this does not include potential additional benefits related to transmission and distribution avoided capacity costs across Evergy's system.

16. There are protections in the SIL tariff to ensure that Nucor revenues exceed its costs and that Nucor's participation in demand response programs offered by EMW does not result in harm to non-Nucor EMW customers. EMWA uniquely identifies and tracks for reporting and general rate case purposes all incremental costs associated with Nucor. At the time of a rate case, if Nucor's rate revenues do not exceed the incremental cost to serve Nucor as reflected in the revenue requirement calculation, the Company shall make an additional revenue adjustment covering the shortfall to the revenue requirement calculation through the true-up period, to ensure that non-Schedule SIL customers will be held harmless from such effects from the service under Schedule SIL. In no event shall any revenue deficiency (that is, a greater amount of Nucor's incremental costs compared to the Customer's revenues) be reflected in the Company's cost of service in each general rate proceeding for the duration of service to Nucor during the term of the contract between Company and Nucor served under this tariff. (File Direct, pp. 11-12)

17. EMW is requesting the Commission to allow Nucor to participate in any demand response program offered by EMW, including EMW's MEEIA BDR program, on a going forward basis. This customer's participation creates benefits for all customers, as calculated in the direct testimony of Brian File (File Direct, pp. 4-7). Based on the analyses performed in this case and Case No. EO-2023-0407/0408, EMW believes that Nucor's Sedalia site provided value to all customers by participating in the BDR program and believes that future participation would result in the same relative benefits.

18. The ability to incorporate verified and consistent impacts from these programs on the Company's forecasted load creates benefits for all ratepayers. Nucor's history of consistent delivered performance and over-achievement presents a resource that is in the public's interest to meet current load requirements. Nucor's addition as a participant provides a reliable and affordable avoided capacity addition to the Company's DSM portfolio.

III. PROCEDURAL SCHEDULE

19. Applicant believes that this verified Application, and testimony will provide the Commission with sufficient facts and information to make a proper disposition of this Application without a hearing. Should the Commission believe a hearing is necessary, Applicant proposes the following schedule:

December 18, 2025	Application and Direct Testimony
January 16, 2026	Staff Report/Rebuttal Testimony
January 30, 2026	Surrebuttal Testimony
February 12, 2026	Hearing
March 12, 2026	Brief
April 20, 2026	Requested date of Report and Order
May 1, 2026	Requested Effective Date of Order

20. This case involves a single issue that is straight-forward and may be reviewed and decided by the Commission within the time necessary to allow Nucor to participate in a DR program during the summer of 2026.

21. The Commission should adopt a procedural schedule that completes by May 1, 2026, to ensure that Nucor could participate in EMW demand response programs in the summer of 2026 if Nucor so elects. EMW is in need of immediate capacity and approval of the Application in a timely manner would allow EMW to apply the reduction of the Nucor load from EMW demand response programs as part of the SPP accreditation process for the summer of 2026.

22. In the event that the Commission, after hearing, does not approve the application to allow Nucor to participate in any response program offered by EMW, including EMW's MEEIA demand response programs, on a going forward basis, as proposed by EMW, EMW desires to make it clear to the Commission and all interested parties that Nucor will continue to receive electric service pursuant to the existing Schedule SIL without modification.

IV. WAIVER OF 60-DAY NOTICE RULE

23. The Commission's General Provisions regarding its Standards of Conduct include a 60-day notice of filing provision at 20 CSR 4240-4.017(1) ("Rule") which states:

Any person that intends to file a case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission and shall include a summary of all communication regarding substantive issues likely to be in the case before the filing party and the office of the commission that occurred in the ninety (90) days prior to filing the notice.

Under Section (1)(D) of the Rule, Everyg seeks a waiver of this requirement because good cause exists under the facts of this case as the Company has had no communications with the Commission on this matter before filing this application. Accordingly, good cause exists for a waiver of the Rule in this proceeding.

WHEREFORE, EMW requests the Commission enter an appropriate Order effective by May 1, 2025, approving the proposed Amendment to the Nucor Agreement between EMW and Nucor Sedalia to allow Nucor Sedalia to participate in any demand response programs offered by EMW, including MEEIA demand response programs, beginning on June 1, 2025, and granting a waiver of the 60-day notice rule.

Respectfully submitted,

lsl Roger W. Steiner

Roger W. Steiner MBN#39586
Cole Bailey MBN #77628
Evergy, Inc.
1200 Main Street, 17th Floor
Kansas City, Missouri 64105
Telephone: (816) 556-2314
Facsimile: (816) 556-2110
E-mail: Roger.Steiner@evergy.com
Cole.Bailey@evergy.com

James M. Fischer MBN#27543
Fischer & Dority, P.C.
101 Madison Street, Suite 400
Jefferson City, MO 65101
Telephone: (573) 636-6758
Facsimile: (573) 636-0383
E-mail: jfischerpc@aol.com

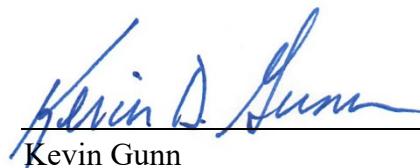
**ATTORNEYS FOR EVERGY MISSOURI
WEST**

VERIFICATION

STATE OF MISSOURI)
) ss
COUNTY OF JACKSON)

I, Kevin Gunn, state that I am Vice President, Regulatory & Government Affairs for Evergy, Inc., that I have reviewed the foregoing Application, that I am familiar with its contents, and that the statements contained therein are true and correct to the best of my knowledge and belief.

Under penalty of perjury, I declare that the foregoing is true and correct to the best of my knowledge and belief.



Kevin Gunn

Subscribed and sworn before me this 18th day of December 2025.



Notary Public

My commission expires: April 26, 2029

<p>ANTHONY R WESTENKIRCHNER NOTARY PUBLIC - NOTARY SEAL STATE OF MISSOURI MY COMMISSION EXPIRES APRIL 26, 2029 PLATTE COUNTY COMMISSION #17279952</p>

CERTIFICATE OF SERVICE

I hereby certify that a true and copy of the foregoing application was emailed on this 18th day of December 2025, to the Office of the General Counsel and the Office of the Public Counsel.

Roger W. Steiner

Roger W. Steiner

**ATTACHMENT 1
IS CONFIDENTIAL IN ITS ENTIRETY**

**IT CONTAINS INFORMATION
NOT AVAILABLE TO THE PUBLIC.**

ORIGINAL FILED UNDER SEAL

**Evergy Metro, Inc. d/b/a Evergy Missouri Metro and
Evergy Missouri West, Inc. d/b/a Evergy Missouri West**

Docket No.: EO-2026-0129

Date: December 18, 2025

CONFIDENTIAL INFORMATION

The following information is provided to the Missouri Public Service Commission under
CONFIDENTIAL SEAL:

Document/Page	Reason for Confidentiality from List Below
Application pp. 4-5	3,4, and 6
Attachment 1	3,4, and 6

Rationale for the “confidential” designation pursuant to 20 CSR 4240-2.135 is documented below:

1. Customer-specific information;
2. Employee-sensitive personnel information;
3. Marketing analysis or other market-specific information relating to services offered in competition with others;
4. Marketing analysis or other market-specific information relating to goods or services purchased or acquired for use by a company in providing services to customers;
5. Reports, work papers, or other documentation related to work produced by internal or external auditors, consultants, or attorneys, except that total amounts billed by each external auditor, consultant, or attorney for services related to general rate proceedings shall always be public;
6. Strategies employed, to be employed, or under consideration in contract negotiations;
7. Relating to the security of a company's facilities; or
8. Concerning trade secrets, as defined in section 417.453, RSMo.
9. Other (specify) _____.

Should any party challenge the Company's assertion of confidentiality with respect to the above information, the Company reserves the right to supplement the rationale contained herein with additional factual or legal information.

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 19th day of December 2025.**



Nancy Dippell

**Nancy Dippell
Secretary**

MISSOURI PUBLIC SERVICE COMMISSION

December 19, 2025

File/Case No. EO-2026-0129

MO PSC Staff

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounselservice@psc.mo.gov

Office of the Public Counsel (OPC)

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

County of Andrew, Missouri

County Commission Clerk
Andrew County Courthouse
P.O. Box 206
Savannah, MO 64485
clerk@andrewcountymo.gov

County of Atchison, Missouri

County Commission Clerk
400 S. Washington - Atchison County
Courthouse
P.O. Box 280
Rock Port, MO 64482
acclerk@atcomo.org

County of Barton, Missouri

County Commission Clerk
1004 Gulf, Room 104
Barton County Courthouse
Lamar, MO 64759
countyclerk@countyofbarton.com

County of Bates, Missouri

County Commission Clerk
1 N. Delaware
Bates County Courthouse
Butler, MO 64730
bates@sos.mo.gov

County of Benton, Missouri

County Commission Clerk
316 Van Buren Street - Benton
County Courthouse
P.O. Box 1238
Warsaw, MO 65355
susan.porterfield@bentoncomo.com

County of Buchanan, Missouri

County Commission Clerk
411 Jules, Rm. 121
Buchanan County Courthouse
St. Joseph, MO 64501
marybaack-
garvey@co.buchanan.mo.us

County of Carroll, Missouri

County Commission Clerk
8 South Main, Ste. 6
Carroll County Courthouse
Carrollton, MO 64633
countyclerk@carrollcomo.org

County of Cass, Missouri

County Commission Clerk
102 E. Wall St.
Cass County Courthouse
Harrisonville, MO 64701
jfletcher@casscounty.com

County of Cedar, Missouri

County Commission Clerk
113 South St., Cedar County
Courthouse
P.O. Box 665
Stockton, MO 65785
clerk@cedarcountymo.gov

County of Clay, Missouri

County Commission Clerk
1 Courthouse Sq.
Administration Bldg.
Liberty, MO 64068
sbaldwin@claycountymo.gov

County of Clinton, Missouri

County Commission Clerk
207 N. Main, Clinton County
Courthouse
P.O. Box 245
Plattsburg, MO 64477
clerk@clintoncomo.org

County of Dade, Missouri

County Commission Clerk
300 W Water St.
Dade County Courthouse
Greenfield, MO 65661
dade@sos.mo.gov

County of Daviess, Missouri

County Commission Clerk
102 N Main
Daviess County Courthouse
Gallatin, MO 64640
dallas@sos.mo.gov

County of DeKalb, Missouri

County Commission Clerk
109 W Main St, DeKalb County
Courthouse
PO Box 248
Maysville, MO 64469
clerk@dekalbcountymo.gov

County of Gentry, Missouri

County Commission Clerk
200 W Clay
Gentry County Courthouse
Albany, MO 64402
gencoclerk@windstream.net

County of Grundy, Missouri

County Commission Clerk
700 Main, 2nd Floor
Grundy County Courthouse
Trenton, MO 64683
grundyclerk@grundycountymo.com

County of Harrison, Missouri
County Commission Clerk
1500 Main, Harrison County
Courthouse
P.O. Box 525
Bethany, MO 64424
harrison@sos.mo.gov

County of Henry, Missouri
County Commission Clerk
100 W. Franklin Street
Henry County Courthouse
Clinton, MO 64735
rickw@henrycomo.com

County of Holt, Missouri
County Commission Clerk
102 Nodaway, Holt County
Courthouse
P.O. Box 437
Oregon, MO 64473
holtcoclerk@ofmlive.net

County of Jackson, Missouri
County Commission Clerk
415 E. 12th, 2nd FL
Jackson County Courthouse
Kansas City, MO 64106
coclerk@jacksongov.org

County of Johnson, Missouri
County Commission Clerk
300 N. Holden
Johnson County Courthouse
Warrensburg, MO 64093
dthompson@jococourthouse.com

County of Lafayette, Missouri
County Commission Clerk
1001 Main St., Rm. 103
Lafayette County Courthouse
Lexington, MO 64067
j.middleton@lafayettectymo.com

County of Livingston, Missouri
County Commission Clerk
700 Webster St., Ste. 10
Livingston County Courthouse
Chillicothe, MO 64601
countyclerk@livingstoncountymo.com

County of Mercer, Missouri
County Commission Clerk
802 Main Street
Mercer County Courthouse
Princeton, MO 64673
mcclerk@grm.net

County of Nodaway, Missouri
County Commission Clerk
403 N. Market St. Ste. 105
Maryville, MO 64468-1614
nodclerk@gmail.com

County of Pettis, Missouri
County Commission Clerk
415 S. Ohio
Pettis County Courthouse
Sedalia, MO 65301
nick@pettiscomo.com

County of Platte, Missouri
County Commission Clerk
415 Third St., Ste. 30
Platte County Administration Bldg.
Platte City, MO 64079
countyclerk@co.platte.mo.us

County of Ray, Missouri
County Commission Clerk
100 W Main
Ray County Courthouse
Richmond, MO 64085
ray@sos.mo.gov

County of St. Clair, Missouri
County Commission Clerk
655 Second St., St. Clair County
Courthouse
P.O. Box 525
Osceola, MO 64776
stclair@sos.mo.gov

County of Vernon, Missouri
County Commission Clerk
100 W. Cherry, Suite 6
Vernon County Courthouse
Nevada, MO 64772
clerk@vernoncountymo.org

County of Worth, Missouri
County Commission Clerk
Fourth & Front St., Worth County
Courthouse
P.O. Box 450
Grant City, MO 64456
cclerkwoco@grantcity.net

Evergy Missouri West
Cole Bailey
1200 Main St
Kansas City, MO 64105
cole.bailey@evergy.com

Evergy Missouri West
James Fischer
2081 Honeysuckle Lane
Jefferson City, MO 65109
jfischerpc@aol.com

Evergy Missouri West
Roger Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@evergy.com

Google LLC
Legal Department
1600 Amphitheatre Parkway
Mountain View, CA 94043

Midwest Energy Consumers Group
Legal Department
308 E. High Street, Suite B101
Jefferson City, MO 65101
tim.opitz@opitzlawfirm.com

MO PSC Staff
Paul Graham
200 Madison Street
Jefferson City, MO 65101
paul.graham@psc.mo.gov

Nucor Steel Sedalia, LLC
Legal Department
500 Rebar Road
Sedalia, MO 65301

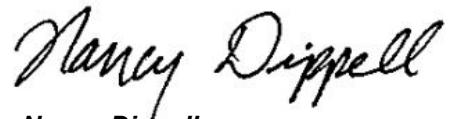
Renew Missouri
Legal Department
915 East Ash
Columbia, MO 65201

Sierra Club
Legal Department
2101 Webster St., Ste. 1300
Oakland, CA 94612

Velvet Tech Services, LLC
Legal Department
103 Foulk Road, Ste. 202
Wilmington, DE 19803
energy@meta.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,


Nancy Dippell
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.