

**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 ) **Case No. EO-2026-0129**  
For Approval of an Amendment to Nucor Steel )  
Sedalia, LLC Agreement )

# PROTECTIVE ORDER

Issue Date: February 17, 2026

Effective Date: February 17, 2026

Evergy Missouri West Inc. d/b/a Evergy Missouri West (EMW) filed an application for approval to amend the approved contract between EMW and Nucor Steel Sedalia, LLC (Nucor) on December 18, 2025. On January 21, 2026,<sup>1</sup> Nucor was granted intervention and on February 9, Nucor filed a *Motion for Protective Order* (Motion). The Motion requested a protective order for certain materials and information deemed “Highly Confidential” by Nucor.

Nucor seeks protection for information regarding: operational matters, resource usage, supply costs, business relationships, market data, and other proprietary data are closely guarded trade secrets. The Motion explains that Highly Confidential protection for these materials is needed because This information, as well as terms and details relating to business contracts and other information relating to Nucor's operations are sensitive information that impact Nucor's competitive advantage with respect to its competitors and with parties with whom it negotiates. Communications and negotiations with respect to site selection and contract negotiations are generally subject to nondisclosure agreements. The Motion states that disclosure of Highly Confidential information would

<sup>1</sup> All dates refer to the year 2026 unless otherwise stated.

be harmful to Nucor. The Motion included exemplar disclosure forms for access to both Confidential and Highly Confidential information.

The Commission allowed responses to be filed no later than February 13, but none were received. The Commission finds the unopposed Motion reasonable, and will grant it.

**THE COMMISSION ORDERS THAT:**

1. Nucor's request for a protective order is granted. The specific protections to be afforded are as follows:

- a. Information designated as "Confidential" would be subject to the standard protocols included in Commission Rule 20 CSR 4240- 2.135.
- b. Allowing parties to additionally designate as "Highly Confidential or HC" the following (1) confidential information relating to Nucor's operations, including customer specific data, customer pricing, supply costs, business relationships, market data, other proprietary data and protected trade secrets; and (2) information relating to confidential contracts entered into relating to Nucor.
- c. With regard to entities and individuals other than the Staff of the Commission, and the Office of the Public Counsel:
  - i. Disclosure of materials or information so designated shall be made only to individuals who have executed a Commission Nondisclosure Agreement. No "HC" information shall be provided directly or indirectly to any other individual or employee.
  - ii. Persons afforded access to materials or information designated "HC" shall neither use nor disclose such materials or information for purposes other than in regard to the case referenced above and shall keep the materials and information secure and confidential and in accordance with the purposes and intent of the protective order.
  - iii. All material and information designated as "HC" in the possession of any entity or person, as well as any notes pertaining to such information, shall be returned to the party disclosing the same or destroyed upon the conclusion of

the referenced case.

- c. If a party disagrees with the “Highly Confidential” designation of any information, the party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240-2.090(8). If the party exhausts these dispute resolution procedures, the party may file a motion challenging the designation.
- d. If any party disagrees with the HC designation of any information, that party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240- 2.090(8). If these dispute resolution procedures are exhausted without resolution, the party may file a motion challenging the designation.
- e. All persons authorized to access “Highly Confidential” information in this case shall complete the nondisclosure agreement attached to the hereto as Exhibit B.

2. This order shall be effective when issued.

**BY THE COMMISSION**



A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

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 17<sup>th</sup> day of February, 2026.

**NONDISCLOSURE AGREEMENT For Case No.: EO-2026-0129**

(To Access Highly Confidential Information)

I, \_\_\_\_\_, have reviewed the Commission's Rule at 20 CSR 4240-2.135 on the day of \_\_\_\_\_, 20\_\_\_\_.

I have requested review of the highly confidential information produced in Case No. EO-2026-0129 on behalf of \_\_\_\_\_.

I hereby certify that:

(a) Only an employee of or an outside expert retained by a party in this case may receive highly confidential information;

(b) I am an employee of or acting as an outside expert for [state name of party] retained to provide expert consultation or testimony in this docket; and

(c) I have read and agree to abide by the Commission's Rule at 20 CSR 4240-2.135 and all terms of the Protective Order issued by the Commission in this docket.

Dated this day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature & Title

\_\_\_\_\_  
Employer

\_\_\_\_\_  
Party

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
E-Mail Address

**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 17<sup>th</sup> day of February 2026.**



*Nancy Dippell*  
\_\_\_\_\_  
**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**February 17, 2026**

**File/Case No. EO-2026-0129**

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

***Sincerely,***

A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

**Nancy Dippell  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.