BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Evergy Metro, Inc. d/b/a Evergy Missouri Metro's Request for Authority to Implement a General Rate Increase for Electric Service	**File No. ER-2026-0143**

JOINT LIST OF ISSUES, ORDER OF OPENING STATEMENTS, ORDER OF CROSS-EXAMINATION, AND ORDER OF ISSUES AND WITNESSES

COMES NOW, the Staff of the Missouri Public Service Commission ("Staff"), for itself and on behalf of the parties to this case, and submits the following Joint List of Issues, Order of Opening Statements, Order of Cross-Examination, and Order of Issues and Witnesses as required by paragraph 3(B) of the Commission's Order Setting Procedural Schedule and Directing the Filing of Dates for Local Public Hearings issued March 18, 2026. The parties have tried to list every contested issue and to agree on how each is described.

I. LIST OF ISSUES[1]

1. Cost of Capital

A. What is the appropriate capital structure to use for ratemaking in this proceeding?

B. What cost of debt should be used for determining rate of return?

C. What return on common equity should be used for determining rate of return?

D. What is the appropriate rate of return to use for ratemaking in this proceeding?

2. Revenues and Billing Determinants

A. What level of billing units and normalized revenues should be used in calculating rates?

[1] Evergy Metro, Inc. d/b/a Evergy Missouri Metro ("EMM" or "the Company") does not necessarily agree with the wording of some issues or inclusion of all of the issues set out herein. The inclusion of an issue and the Company's position thereon in the list below does not mean all parties agree with such issue's characterization, that such issue identified is actually in dispute, and/or that a Commission decision on such issue is proper or necessary in this case.

i. What update period adjustment should be used in calculating normalized billing units, revenues, and rates?

ii. What rate switcher and Large Power Service customer annualization adjustment should be used?

iii. What weather normalization adjustment should be applied?

iv. Should the blocking percentage for the actual blocks and the weather normalized blocks be the same?

v. What 365-day adjustment should be used?

vi. What energy efficiency adjustment should be used?

vii. What growth adjustment should be used, and what counts should be used to calculate normal use per customer and customer growth?

viii. What non-Missouri kilowatt hour ("kWh") adjustment should be used in calculating normalized billing units?

ix. Should the definitions of bill count and customer charge counts be added to EMM's tariff?

x. For normalization of retail revenues and billing determinants, should customer charge count or bill count be utilized?

xi. Should the Company be compelled to provide both bill count and customer charge count in future rate cases.

xii. What is the normalized revenue and kWh for Large Power Service ("LPS") customers?

xiii. What Economic Development Rider discount annualization should be applied?

xiv. What amount of gross up for revenue requirement should be applied to Economic Development Rider discount amount.

3. Other Revenues

A. What is the appropriate level of net revenue to reflect in the cost of service and other models for Large Load Power Service ("LLPS") and other large customers?

i. What is the appropriate revenue adjustment for expected future revenues from Schedule LLPS customers in the cost of service model?

B. What level of forfeited discount, commonly referred to as late payment revenue, should be included in the cost of service?

C. Should late payment fee revenue be increased by a proportionate amount of the revenue requirement increase authorized by the Commission in this case, commonly referred to as a "late payment fee factor-up"?

4. Wholesale Transmission Revenue Credit

A. Should the Commission accept EMM's revenue reduction to adjust utility transmission revenues in its cost of service to reflect Commission-authorized versus Federal Energy Regulatory Commission ("FERC") authorized returns on equity?

5. Fuel and Purchased Power

A. What should be adopted as the variable fuel and purchased power cost for this case?

B. What fuel prices should be included in the cost of service?

C. What normalized market prices should be used to determine the revenue requirement in this case?

D. What level of Transmission Congestion Rights ("TCR") revenue, not TCR margin, should be included in the cost of service?

6. Transmission Expense

A. Should the requirement for the Transource adjustment be discontinued?

7. Payroll, Benefits, and Incentive Compensation

A. What is the appropriate ratio of Operations and Maintenance ("O&M") expense to be used in calculating payroll, benefits, and payroll tax expense?

B. What level, if any, of long-term stock-based incentive compensation should be included in the cost of service?

C. What level of capitalized short-term incentive compensation based on earnings should be removed from plant in service?

D. What level of severance payments should be included in the cost of service?

E. What level of pension and other post-employment benefit ("OPEB") expense should be included in the cost of service?

F. What level of supplemental executive retirement plan ("SERP") expense should be included in the cost of service?

8. Maintenance and Operating Expense

A. What level of meter replacement O&M costs should be included in the cost of service?

B. What level of outside services expense should be included in the cost of service?

C. What level of affiliate transaction expenses should be included in the cost of service?

9. Amortizations and Expired Amortization Tracker

A. What level of Demand Side Management pre-MEEIA opt-out amortization should be included in the cost of service?

B. What level of prospective tracking amortization should be included in the cost of service?

10. Advertising, Dues, and Donations

A. What level of Edison Electric Institute ("EEI") dues should be included in the cost of service?

11. Customer Accounts Expense

A. Should bad debt expense be increased by a proportionate amount of the revenue requirement increase authorized by the Commission in this case, commonly referred to as a "bad debt factor-up"?

12. Regulatory Assessments, Rate Case Expense, and Local Taxes

A. What level of rate case expense, if any, should be allowed in the revenue requirement?

13. Common Use Billings

A. Should the Uplight software be billed to Evergy's Kansas regulated entities?

B. What Uplight costs, including plant, reserve, amortization expense, and common use billings, should be included in the revenue requirement, and how should those costs be allocated and recovered?

14. Property Tax

A. What is the appropriate level of Missouri property tax to be included in rates?

B. What base level of property taxes should the Commission approve for tracking purposes?

C. What level of property tax tracker rate base amount and amortization should be included in the cost of service?

15. Income Taxes

A. How much income tax expense should be included in rates?

   i. Should income tax expense be reduced by a normalized disposition loss deduction?

   ii. What amount of research and development tax credits should be included in income tax expense?

   iii. What amount of ongoing nuclear production tax credit benefits realized should be included in income tax expense?

B. Should the Commission approve a tracker for Inflation Reduction Act tax benefits?

   i. If a tax tracker should be approved, should the differences between actual tax benefits and tax benefits included in income tax expense be subject to carrying costs, and if so, what is the appropriate carrying cost to accrue?

C. What amount of net operating loss deferred tax assets should be included in rate base?

D. Should an Accounting Authority Order (“AAO”) be issued to defer the sale of tax benefits after the true-up date but prior to the effective date of rates?

16. Income-Eligible Programs

A. What level of Critical Medical Needs and Rehousing Programs expense should be included in the revenue requirement?

B. What level of economic relief pilot program (“ERPP”) expense should be included in the revenue requirement?

C. Should the pilot designation be removed from EMM’s ERPP tariff?

D. Should EMM be required to provide a summary of the Rehousing Program administration, reporting, and evaluation by email to Staff and the Office of the Public Counsel at the conclusion of each year of the Program as described in its currently approved tariff?

E. Should the Commission approve the creation of a low-income rate or assistance program that waives EMM’s customer charge for qualifying customers in this case, or should such a program continue to be developed in the Affordability Workshop?

   i. If such a program is approved, should late fees be waived for qualifying customers?

   ii. If such program is approved, how should the waived revenues be recovered?

F. Should EMM be required to file quarterly Rehousing Program reports in EFIS in addition to the existing year-end report?

G. What changes, if any, should be made to the ERPP tariff to permit broader enrollment or to allow unused program funding to be transferred to other income-eligible programs?

H. What level of Low-Income Weatherization Program expense, if any, should be included in the revenue requirement?

17. Depreciation

A. Which depreciation rates should be used?

B. Should terminal net salvage be included in depreciation rates?

C. What general plant amortization reserve deficiency adjustment should be made?

D. Should rates reflect the ongoing amortization of a cost of removal asset?

E. Should EMM recover future retirement costs in current rates?

18. Plant in Service Accounting

A. What projects should be reflected as eligible for plant in service accounting (“PISA”)?

B. What amount of PISA deferral should be reflected in rate base?

C. What amount of PISA amortization should be included in expense?

D. Should EMM's plant-in-service reporting requirements be modified from those in the Stipulation and Agreement approved in Commission Case No. ER-2022-0129, and if so, what modifications should be made?

19. Distribution Investment

A. What level of distribution capital investment should be reflected in rate base?

B. Is EMM's asset prioritization methodology a reasonable basis for the investment reflected in this case?

C. Is EMM in compliance with the Commission's vegetation management rule, and if not, what should the Commission order?

D. Should EMM be required to compare the benefit of increased vegetation management against additional investment in its lateral improvement program?

20. Rate Base Components

A. What level of EEI prepayments should be included in rate base?

B. What amount of construction work in progress is appropriate to reflect in rate base?

C. How much of EMM's current rate base has been retired, and should a rate of return be applied to this amount?

D. What treatment should apply to the pension asset in rate base?

E. If construction work in progress is included in rate base, what rate of return should be applied to it?

F. What amount of transmission investment since EMM's last rate case should be included in rate base?

G. What level of coal inventory should be included in rate base?

H. Should rate base be reduced to remove Evergy Kansas Central's investment in transmission to serve Panasonic allocated to EMM?

21. Jurisdictional Allocations

A. What jurisdictional demand and energy allocation factors should be used?

B. How should the allocations be determined for the various elements of the cost of service?

C. Should a portion of plant, reserve, and depreciation expense of the Greenwood solar facility be allocated to EMM?

22. Fuel Adjustment Clause — Structure and Base Factor

A. Should the Commission authorize EMM to continue its FAC?

B. Should the general construct of EMM's FAC be changed?

C. What value should the FAC base factor be set at the conclusion of this case?

D. What sharing ratio between EMM and its customers should the Commission order as an incentive mechanism in EMM's FAC?

23. Fuel Adjustment Clause — Included Costs

A. What SPP transmission costs should be included in the FAC?

B. What SPP charge types should be included in the FAC?

C. What FAC subaccounts should be included in the FAC?

D. Should EMM include long-term capacity purchases and sales for recovery in its FAC?

24. Fuel Adjustment Clause — Tariff Language

A. Should EMM include a new definition in the FAC tariff sheets for retail revenue and accounts 440 through 444?

B. Should the definition of fuel residuals under FERC subaccount 501400 in the FAC tariff sheets be changed?

C. Should the extraordinary costs language proposed by Staff be reflected in EMM's FAC tariff?

D. Should EMM change the Emissions definition Factor R to Emissions and Environmental credit accounts, subaccounts 411.8, 411.9, 411.12 and 411.13?

E. Should language be added to the FAC tariff sheets to address fuel hedging?

25. Fuel Adjustment Clause — Large Load Power Service

A. Should changes be made to the FAC to address LLPS customers?

B. What, if any, new FAC reporting requirements should the Commission order?

C. Should EMM have a separate FAC base factor for LLPS customers?

26. Rules and Regulations Tariff

A. Should the Commission approve EMM's proposed tariff changes regarding its Rules and Regulations inclusive of modifications identified in the error log?

27. Estimated Billing and Interval Data

A. What updates, if any, to EMM's tariffs should occur to address energy interval estimation?

B. What interval estimation threshold is appropriate for designation of an estimated bill and how should intervals be estimated?

C. What records should be retained for missing or estimated interval data?

D. What reporting requirements should be implemented for missing or estimated interval data?

E. Should EMM's estimation procedure defined in the EMM tariff, include thresholds for automated and manual reviews of estimations?

28. Residential Rate Design

A. What should the residential customer charge be set at in this case?

B. Should EMM be required to inform customers on specified Time-of-Use rate schedules of billing issues and remove customers from such specified rate schedules if EMM has estimated their monthly billing?

29. Non-Residential Rate Design

A. Should the rates of the non-residential non-lighting customers be restructured in this case?

  i. What are the appropriate periods for each time-related element?

  ii. Should the Large General Service ("LGS") and Medium General Service ("MGS") classes be subject to reactive demand charges?

  iii. What are the appropriate charges for each rate element for each class?

  iv. Should EMM be ordered to promptly conduct a billing determinants and customer impact study?

  v. What customer education is appropriate?

  vi. What date should restructured rates take effect?

B. Should the non-residential non-lighting opt-in time based rates proposed by EMM be implemented?

C. How should standby service rates be modified to include a minimum demand alternative or modified as appropriate?

30. Other Rate Schedules

A. How should all other applicable rates in this case be increased, including lighting, Large Load Power Service, Electric Vehicle Charging, and Time Related Pricing, if applicable?

  i. Should the TRP (Time Related Pricing) rate schedule be eliminated?

  ii. Should Schedule LLPS rates be increased in this proceeding, and if so, by how much?

B. Should obsolete residential rate schedules and the Underutilized Infrastructure Rider be removed from the EMM tariff book?

31. Large Load Power Service Tariff and Reporting

A. What tariff changes or clarifications, if any, should be made to the Large Load Power Service tariff?

B. What reporting requirements are appropriate concerning new large loads and load growth?

32. Revenue Apportionment and Implementation

A. How should revenue responsibility, including any net revenues from LLPS customers and any reduction to revenues from any income-eligible customer discounts, be apportioned among the customer classes, if at all?

   i. What is the appropriate classification of customer-classified distribution system cost of service for any class cost of service study relied upon in this case?

   ii. What is the appropriate allocation of production-related cost of service for any class cost of service study relied upon in this case?

B. How should customer affordability, including for low- and moderate-income households, be reflected in the rates ordered in this case?

C. Should EMM's surrebuttal proposal to implement the rate increase by bill cycle in this case be permitted?

D. How should revenue responsibility for construction work in progress be assigned or allocated among the customer classes?

33. Critical Peak Rate

A. Should the Critical Peak Rate recommended by Staff be implemented?

   i. If not implemented, are other accommodations needed to address high market cost events and establish offsetting revenues to be applied through the FAC?

B. Should EMM have a separate line on its fuel adjustment rate tariff to account for critical peak pricing?

34. Storm Reserve

A. Should a storm reserve be established in this case?

B. If approved, how much should be included in the cost of service?

35. Injuries and Damages

A. Should an injuries and damages reserve be established in this case?

B. If approved, how much should be included in the cost of service?

36. Critical Infrastructure Protection and Cyber Security

A. What level of critical infrastructure protection ("CIP") and cyber security expense should be included in the revenue requirement?

B. Should EMM implement a tracker for CIP and cyber security costs?

37. Revenue Sharing

A. Should the Commission implement a mechanism to review or share earnings attributable to Schedule LLPS customers, and if so, how should it be designed?

38. Energy Burden Analysis

A. Should the Commission order a 3rd party energy burden analysis for EMM that does not exceed $150K in costs?

39. Green Button Connect

A. Should the Commission order EMM to implement Green Button Connect ("GBC") in this rate case?

B. If the Commission orders EMM to implement GBC, should the Commission order the tariff proposed by Renew Missouri related to GBC?

C. If the Commission orders EMM to implement GBC, should the Commission adopt Renew Missouri's revenue requirement recommendation?

D. If the Commission orders EMM to implement GBC, should Renew Missouri's recommended revenue requirement for studying a regional data hub be ordered by the Commission?

40. Customer Battery Programs

A. Should the Commission order the adoption of Renew Missouri's proposed battery programs?

41. Income-Eligible Solar Program

A. Should the Commission order the adoption of Renew Missouri's proposed evaluation and expansion of the Income-Eligible solar program?

42. MEEIA Margin Rates

A. What methodology should be used to calculate the net marginal rate for each rate class?

II. ORDER OF OPENING STATEMENTS

The parties reserve the opportunity for issue-specific mini-openings as each issue is taken up.

1. Evergy Metro, Inc. d/b/a Evergy Missouri Metro
2. Staff of the Missouri Public Service Commission
3. Midwest Energy Consumers Group ("MECG")
4. Missouri Industrial Energy Consumers ("MIEC")
5. Renew Missouri
6. Google LLC
7. Velvet Tech Services, LLC ("Velvet Tech")
8. Office of the Public Counsel ("OPC")

III. ORDER OF CROSS-EXAMINATION

Cross-examination of each party's witnesses will proceed in the order listed under that party[2]. The sponsoring party examines last.

EMM Witnesses	Staff Witnesses	OPC Witnesses
1. Google LLC	1. OPC	1. Staff
2. Velvet Tech	2. MECG	2. MECG
3. MIEC	3. MIEC	3. MIEC
4. Renew Missouri	4. Renew Missouri	4. Renew Missouri
5. MECG	5. Velvet Tech	5. Velvet Tech
6. Staff	6. Google LLC	6. Google LLC
7. OPC	7. EMM	7. EMM

[2] The order of cross examination for CCOS/Rate design issues will vary and be updated prior to hearing.

MECG Witnesses	Google LLC Witnesses	Renew Missouri Witnesses
1. MIEC	1. MECG	1. MECG
2. Renew Missouri	2. MIEC	2. MIEC
3. Velvet Tech	3. Renew Missouri	3. Velvet Tech
4. Google LLC	4. Velvet Tech	4. Google LLC
5. Staff	5. Staff	5. Staff
6. OPC	6. OPC	6. OPC
7. EMM	7. EMM	7. EMM

IV. ORDER OF ISSUES AND WITNESSES

The parties propose that the issues in Section I be heard, and the witnesses called, in the order below. The issues listed for the first week will be heard beginning October 5, 2026, and all remaining issues beginning October 13, 2026. Within each issue group, witnesses are called in the order listed, and each group follows the one before it. A witness listed in more than one group may, if the parties agree, testify once on all of that witness's issues within the same week; "all issues" marks a witness who will testify once on every issue the witness addresses. Witnesses not reached on a hearing day will carry over to the next hearing day. Footnotes outline witness availability limits the parties have identified.

First week: October 5 through 9, 2026

Opening statements

Issues 14 and 15 — Property Tax; Income Taxes

Hardesty (EMM); Klote (EMM)[3]; Ives (EMM); Nathan Bailey (Staff); Young (Staff)[4]; Riley (OPC)

[3] EMM witness Klote is not available October 15, 2026.
[4] Staff witness Young is not available on October 5 or 6, 2026.

Issue 3 — Other Revenues

Gunn (EMM); Jaynes (EMM); Branson (EMM); Kramer (EMM); Sarah Lange (Staff); Ferguson (Staff); Meyer (MECG), all issues; Berry (Google), all issues; Nelson (OPC)[5]

Issue 32 — Revenue Apportionment and Implementation

Jaynes (EMM); Lutz (EMM); Gunn (EMM); Ives (EMM); Sarah Lange (Staff), also adopting the testimony of Gonzales; York (MECG)[6], all issues; Nelson (OPC); Marke (OPC)

Issues 20 (construction work in progress) and 31 — Rate Base Components; Large Load Power Service Tariff and Reporting

Klote (EMM); Gunn (EMM); Ives (EMM); Young (Staff); Sarah Lange (Staff); Eubanks (Staff)[7]; Robinett (OPC)[8]; Riley (OPC); Murray (OPC); Marke (OPC)

Issue 37 — Revenue Sharing

Gunn (EMM); Ives (EMM); Klote (EMM); Sarah Lange (Staff); Bolin (Staff); Meyer (MECG)

Issue 5 — Fuel and Purchased Power

Foo (EMM); Meitner (EMM), adopting the direct testimony of Tucker; Nieto (Staff); Niemeier (Staff); Tevie (Staff); Robinett (OPC)

Issue 16 — Income-Eligible Programs

McDonald (EMM); Contessa King (Staff); Fracica (Renew Missouri)[9]; Marke (OPC)

Issue 21 — Jurisdictional Allocations

Wolfram (EMM); Branson (EMM); Gunn (EMM); Ives (EMM); Majors (Staff); Bax (Staff); Young (Staff); Sarah Lange (Staff); Meyer (MECG)

Issues 34 and 36 — Storm Reserve; Critical Infrastructure Protection and Cyber Security

Klote (EMM); Mulvany (EMM)[10]; Gunn (EMM); Charles King (EMM), adopting the direct testimony of Johnson; Majors (Staff); Lyons (Staff); Payne (OPC)[11]; Schaben (OPC)[12]

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[5] OPC witness Nelson is available virtually only: October 5 and 6 from 10:30 a.m. to 6:00 p.m.; October 7 from 10:30 a.m. to 4:00 p.m.; October 13 from 10:30 a.m. to 6:00 p.m.; and October 16 from 10:30 a.m. to 4:00 p.m., Central time. Nelson is not available October 8, 9, or 15, 2026.
[6] MECG witness York is unavailable October 8, 2026.
[7] Staff witness Eubanks is not available before 1:00 p.m. on October 16, 2026.
[8] OPC witness Robinett's testimony will be adopted by another to be determined prior to hearing.
[9] Renew witness Fracica, testifying on Customer Battery Programs, is not available October 9 or October 16.
[10] EMM witness Mulvany is not available October 6 or 7, 2026.
[11] OPC witness Payne is not available October 9, 2026.
[12] OPC witness Schaben is not available October 16, 2026.

Issues 22 through 25 — Fuel Adjustment Clause

Nunn (EMM)[13]; Ives (EMM); Gunn (EMM); Meitner (EMM); Foo (EMM); Jaynes (EMM); Mastrogiannis (Staff); Henderson (Staff); Sarah Lange (Staff); Bax (Staff); Schaben (OPC)

Issue 2 — Revenues and Billing Determinants

Bass (EMM); Jaynes (EMM); Lutz (EMM); Stahlman (Staff)[14]; Cox (Staff)[15]; Luebbert (Staff)[16], adopting the direct, true up direct, and true up rebuttal testimony of Amanda Rucker

Issue 1 — Cost of Capital

Bulkley (EMM)[17]; Ley (EMM); Won (Staff); Murray (OPC)

Second week: October 13, 15, and 16, 2026

Issues 4, 6 through 13, 18, 20 (other than construction work in progress and transmission investment), and 35 — Wholesale Transmission Revenue Credit; Transmission Expense; Payroll, Benefits, and Incentive Compensation; Maintenance and Operating Expense; Amortizations and Expired Amortization Tracker; Advertising, Dues, and Donations; Customer Accounts Expense; Regulatory Assessments, Rate Case Expense, and Local Taxes; Common Use Billings; Plant in Service Accounting; Rate Base Components; Injuries and Damages

Klote (EMM); Kramer (EMM); Reuter (EMM); Branson (EMM); Dragoo (EMM); Hollinsworth (EMM); Meitner (EMM); Young (Staff); Nathan Bailey (Staff); Ferguson (Staff); Trevor Rucker (Staff); Majors (Staff); Payne (OPC)

Issues 19 and 20 (transmission investment) — Distribution Investment; Rate Base Components

Mulvany (EMM); Alexander (EMM)[18]; De Stigter (EMM); Rietcheck (EMM)[19]; Gunn (EMM); Bowman (Staff); Young (Staff); Shapley (OPC)[20]; Alvarez (OPC)[21]

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[13] EMM witness Nunn is not available on October 16, 2026.
[14] Staff witness Stahlman is not available before 1:00 p.m. on October 15, 2026.
[15] Staff witness Cox is not available on October 5, 15, and16, 2026.
[16] Staff witness Luebbert is only available the first week of hearing.
[17] EMM witness Bulkley is available only during the first week of the hearing.
[18] EMM witness Alexander is not available October 6 or 7, 2026.
[19] EMM witness Rietcheck is not available October 6 or 7, 2026.
[20] OPC witness Shapley is available virtually only, central time: 7:00 a.m. to 2:00 p.m., on October 5, 6, 9, 13 and 16, 2026.
[21] OPC witness Alvarez is available in person or virtually October 5 through 9 and October 13, 2026 (virtual preferred), and virtually only on October 15 until 1:00 p.m. and October 16 until 3:00 p.m., Central time.

Issue 17 — Depreciation

Spanos (EMM)[22]; Kopp (EMM)[23]; Branson (EMM); Arandia (Staff); Young (Staff); Andrews (MECG), all issues; Shapley (OPC)

Issues 28 through 30, 33, and 42 — Residential Rate Design; Non-Residential Rate Design; Other Rate Schedules; Critical Peak Rate; MEEIA Margin Rates

Jaynes (EMM); Lutz (EMM); Hari Poudel (Staff); Sarah Lange (Staff), also adopting the testimony of Gonzales; York (MECG); Nelson (OPC)

Issues 26, 27, and 38 through 41 — Rules and Regulations Tariff; Estimated Billing and Interval Data; Energy Burden Analysis; Green Button Connect; Customer Battery Programs; Income-Eligible Solar Program

McDonald (EMM); Lutz (EMM); Dragoo (EMM); Shawn Lange (Staff); Jennings (Staff); Huber (Staff); Wyszkowski (Renew Missouri)[24], all issues; Fracica (Renew Missouri); Marke (OPC)

Respectfully submitted,
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Attorney for the Staff of the
Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted by electronic mail to counsel of record on this 24th day of September 2026.

/s/ Tracy D. Johnson

[22] EMM witness Spanos is available only during the second week of the hearing.
[23] EMM witness Kopp is not available October 5 or 6, 2026.
[24] Renew witness Wyszkowski, testifying on Green Button Connect, is not available October 9, 13, 14 or 16, 2026.