

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

In the Matter of the Application of)
Evergy Metro, Inc. d/b/a Evergy)
Missouri Metro for Authority to)
Implement Rate Adjustments)
Required by 20 CSR 4240-20.090(8))
and the Company's Approved Fuel)
and Purchased Power Cost Recovery)
Mechanism)

Case No. ER-2022-0025

PUBLIC COUNSEL’S RESPONSE TO INTERIM TARIFF

COMES NOW the Office of the Public Counsel (“Public Counsel”) and,
for its Response to Evergy Missouri Metro’s interim tariff, states:

1. Public Counsel does not oppose the rates in Evergy Missouri Metro’s interim tariff filing (Tariff No. JE-2022-0066) becoming effective; however, the sooner the rates in that sheet are effective, the better.

2. In its cover letter filed with Tariff No. JE-2022-0066 Evergy Missouri Metro states:

Based on Staff’s filed Report & Recommendation (R&R) in addition to subsequent discussions and agreement by the parties, the only disputed amounts in question are the extraordinary revenues that Evergy Missouri Metro had excluded from its proposed Fuel Adjustment Rate (“FAR”) filing on July 30. Those revenues are now subject to dispute; therefore, the Company is resubmitting its proposed FAC tariff originally filed on July 30 as the interim FAC tariff revision for this filing.

3. Public Counsel concurs with Evergy Missouri Metro’s foregoing statements; however, Tariff No. JE-2022-0066 does not include all of the undisputed amounts—this is because the rates in Tariff No. JE-2022-0024

which the Commission rejected were based on a twelve-month recovery period (October 1, 2021, to September 30, 2022) to be in effect from **October 1, 2021**, to March 31, 2022, but the rates in Tariff No. JE-2022-0066 (which are the same as those in Tariff No. JE-2022-0066) are also based on a twelve-month recovery period (October 1, 2021, to September 30, 2022, but are to be in effect from **November 1, 2021**, to March 31, 2022.

4. Public Counsel does not oppose the rates set out in Tariff Sheet P.S.C. MO. No. 7. 6th Revised Sheet No. 50.31 continuing to apply for customers who take service through October 31, 2021, which Public Counsel understands to be Evergy Missouri Metro and the Commission's Staff's intent. In its tariff filing cover letter Evergy Missouri Metro states, "Evergy Missouri Metro and Staff also agree that the current effective tariff rates (5th Revised Sheet No. 50.31) that went into effect on April 1, 2021, will remain in effect for an additional month through October 31, 2021."

5. However, Evergy Missouri Metro's currently effective tariff sheet, Tariff Sheet P.S.C. MO. No. 7. 6th Revised Sheet No. 50.31, that became effective April 1, 2021, includes the following: "(Applicable to Service Provided December 6, 2018 and Thereafter)" and "Effective for Customer Usage Beginning April 1, 2021 through September 30, 2021." The plain meaning is of this language, which has the force and effect of law, is that the currently effective tariff sheet will not apply for customer usage during October 2021.

6. Here, where the rates in Tariff No. JE-2022-0066, are the same as those in rejected Tariff No. JE-2022-0024, but the disputed amounts are embedded in those rates, the Commission should order Evergy Missouri Metro to file a substitute, or new tariff sheet, with the rates set out in Tariff No. JE-2022-0066, but to be effective for customer usage beginning with the effective date of the tariff sheet through March 31, 2022, and make that tariff sheet effective as soon as possible. Attached is an exemplar tariff sheet with changes to Tariff No. JE-2022-0066 to accomplish that shown.

WHEREFORE, the Office of the Public Counsel, for the reasons above, respectfully requests the Commission to make a tariff sheet with the rates set out in Tariff No. JE-2022-0066 effective as soon as possible.

Respectfully,

/s/ Nathan Williams

Nathan Williams
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 5th day of October 2021.

/s/ Nathan Williams