

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

|                                           |   |                                     |
|-------------------------------------------|---|-------------------------------------|
| In the Matter of the Application for Name | ) | <b><u>File No. HN-2020-0205</u></b> |
| Change of Veolia Energy Kansas City, Inc. | ) | Tariff No. YH-2020-0115             |
| to Vicinity Energy Kansas City, Inc.      | ) | Tariff No. YH-2020-0116             |

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), by and through Staff Counsel’s Office, and files this Staff Recommendation proposing approval of Tariff Nos. YH-2020-0115 and YH-2020-0116 filed by Veolia Energy Kansas City, Inc. (“Veolia”) and herein states it has no objection to Commission approval of Veolia’s Request For Variance Or Waiver Of Sixty-Day Notice, pursuant to 20 CSR 4240-4.017(1)(D)(for good cause shown). In support thereof, Staff states as follows:

1. On January 23, 2020, Veolia filed with the Commission, pursuant to 20 CSR 4240-2.060(5), a cover letter containing the following: A) A statement that the old name is “Veolia Energy Kansas City, Inc.” and the new name is “Vicinity Energy Kansas City, Inc.”; B) A statement that the name “Vicinity Energy Kansas City, Inc.” has been registered with the Missouri Secretary of State and attached Exhibit A: Name Change and Good Standing Certificate – Delaware, and Exhibit B: Good Standing Certificate – Missouri; and C) Adoption notices stating Vicinity Energy Kansas City, Inc. adopts the tariffs of Veolia Energy Kansas City, Inc., and containing issue dates of January 23, 2020, and effective dates of February 22, 2020. Veolia also included a request for a variance or waiver of Commission rule 20 CSR 4240-4.017(1). On January 24, the Commission issued an Order directing Staff to file a recommendation no later than February 7.

2. On January 30, Veolia substituted its tariff filing and included a tariff title sheet, as required by 20 CSR 4240-2.060(5)(C), and resubmitted its adoption notices. This tariff filing contained issue dates of January 30, 2020, and effective dates of February 29, 2020.

3. Attached as Exhibit 1 is the Staff Memorandum Recommendation of Byron Murray, Regulatory Economist, which states, in part, that “Staff has reviewed Veolia’s tariff filing made on January 23, and as substituted on January 30, and recommends the .... tariff sheets, filed on January 30, 2020, with an effective date of February 29, 2020, be approved, or, in the alternative, allow these tariff sheets to go into effect by operation of law.”

4. Staff has also reviewed Veolia’s Request For Variance Or Waiver Of Sixty-Day Notice, pursuant to 20 CSR 4240-4.017(1)(D)(for good cause shown), and has no objection to the Commission granting the requested variance or waiver.

**WHEREFORE** as Staff states in the attached Staff Memorandum Recommendation, Staff recommends approval of Veolia’s tariff sheets, as substituted on January 30, 2020, and as Staff states above, Staff has no objection to the Commission granting the requested variance or waiver of the sixty-day notice requirement for good cause shown.

Respectfully submitted,

**/s/ Jamie S. Myers**

Jamie S. Myers

Legal Counsel

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Attorney for the Staff of the  
Missouri Public Service Commission

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 7<sup>th</sup> day of February 2020, to all counsel of record.

**/s/ Jamie S. Myers**

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File,  
File No. HN-2020-0205, Tariff Nos. YH-2020-0115 and YH-2020-0116,  
Veolia Energy Kansas City, Inc.

FROM: Byron M. Murray, Regulatory Economist III

/s/ Robin Kliethermes                                                      /s/ Jamie S. Myers  
Tariff & Rate Design Manager                                                      Staff Counsel's Office

SUBJECT: Staff Recommendation for Approval of Veolia Energy Kansas City, Inc.  
Application for Name Change of Veolia Energy Kansas City, Inc. to  
Vicinity Energy Kansas City, Inc.

DATE: February 7, 2020

### Overview

On January 23, 2020, Veolia Energy Kansas City, Inc. ("Veolia" or the "Company") filed its Application with the Missouri Public Service Commission (Commission) for a Name Change and a Request for a variance or waiver of the 60-day notice requirement under Commission rule 20 CSR 4240-4.017(1). The Company is requesting that the Commission grant Veolia a change of name from "Veolia Energy Kansas City, Inc." to "Vicinity Energy Kansas City, Inc." following the merger authorized by the Commission in Case No. HM-2020-0039.

On January 24, 2020, the Commission issued its Order directing Staff to file a Recommendation regarding Veolia's Application no later than February 7, 2020. On January 30, 2020, the Company filed the *Tariff Title Page for the Schedule of: Rates for Steam Service (PSC Mo. No. 1)* and the *Tariff Title Page for the Schedule of: General Rules and Regulations (PSC Mo. No. 2)* pursuant to 20 CSR 4240-2.060(5)(C). Both tariff sheets have an issued date of January 30, 2020 with an effective date of February 29, 2020.<sup>1</sup>

Staff has verified that the Company has filed its annual report and is not delinquent on any assessment. Staff has also verified the required documents and tariffs have been filed.

### Staff Recommendation

Staff has reviewed Veolia's tariff filing made on January 23, and as substituted on January 30, and recommends the following tariff sheets, filed on January 30, 2020 with an effective date of February 29, 2020, be approved, or, in the alternative, allow these tariff sheets to go into effect by operation of law.

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<sup>1</sup> In order to keep all tariffs with the same issue date and effective date, the Company re-issued on January 30, 2020, the adoption notice tariff sheets filed on January 23, 2020.

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OFFICIAL CASE FILE MEMORANDUM  
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P.S.C. MO. No. 1

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2<sup>nd</sup> Revised Adoption Notice Canceling 1<sup>st</sup> Revised Adoption Notice  
3<sup>rd</sup> Revised TITLE PAGE Canceling 2<sup>nd</sup> Revised TITLE PAGE

P.S.C. MO. No. 2

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1<sup>st</sup> Revised Adoption Notice Canceling Original Adoption Notice  
3<sup>rd</sup> Revised TITLE PAGE Canceling 2<sup>nd</sup> Revised TITLE PAGE

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

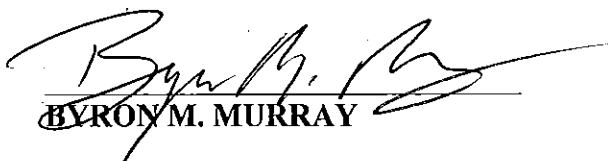
|                                      |   |                       |
|--------------------------------------|---|-----------------------|
| In the Matter of the Application for | ) |                       |
| Name Change of Veolia Energy         | ) | File No. HN-2020-0205 |
| Kansas City, Inc. to Vicinity Energy | ) |                       |
| Kansas City, Inc.                    | ) |                       |

**AFFIDAVIT OF BYRON M. MURRAY**

STATE OF MISSOURI     )  
                                   )     ss.  
 COUNTY OF COLE        )

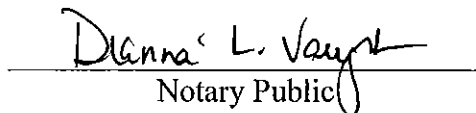
**COMES NOW BYRON M. MURRAY** and on his oath declares that he is of sound mind and lawful age; that he contributed to the foregoing *Staff Recommendation in Memorandum form*; and that the same is true and correct according to his best knowledge and belief:

Further the Affiant sayeth not.

  
BYRON M. MURRAY

**JURAT**

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 4<sup>th</sup> day of February, 2020.

  
 Notary Public

DIANNA L. VAUGHT  
 Notary Public - Notary Seal  
 State of Missouri  
 Commissioned for Cole County  
 My Commission Expires: July 18, 2023  
 Commission Number: 15207377