

**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 and Evergy Metro, Inc. d/b/a Evergy) File No. EA-2025-0075
Missouri Metro for Permission and Approval)
of a Certificate of Public Convenience and)
Necessity for Natural Gas Electrical)
Production Facilities)

SIERRA CLUB’S STATEMENT OF POSITION

Sierra Club offers the following Statement of Position on the issues set forth in the
Jointly Proposed List of Issues filed by Staff on May 21st, 2025:

- A. Does the evidence establish that (1) the advanced 710 megawatt (“MW”) combined cycle gas turbine (“CCGT”) generating facility to be located in Sumner County, Kansas (“Viola”), (2) a 440 MW simple-cycle gas turbine (“SCGT”) generating facility located in Nodaway County, Missouri (“Mullin Creek #1”), and (3) the 710 MW CCGT generation facility to be located in Reno County, Kansas (“McNew”) (collectively, “Projects”) for which Evergy Missouri West is seeking a certificate of convenience and necessity (“CCN”) are necessary or convenient for the public service?

Position: Sierra Club takes the position that Evergy has not met its burden to show that building the proposed gas generators is a cost-effective use of customers’ money, and that Evergy be required to account for grid congestion at the locations of the proposed plants in updated modeling before the Commission grants any requested certificate.

1. Should the Commission find that the Projects satisfy the first *Tartan* Factor of need?

Position: Sierra Club takes the position that Evergy has not demonstrated the need for the proposed plants, as the plants are proposed for sites that are already experiencing severe transmission-grid congestion.

2. Should the Commission find that the Projects satisfy the second *Tartan* Factor of economic feasibility?

Position: Sierra Club takes the position that Evergy has not demonstrated the proposed plants are economically feasible, as Evergy has failed to appropriately evaluate in its modeling the ability of the proposed gas plants to earn revenues in the SPP energy market, given the congested state of the grid at those locations.

3. Should the Commission find that the Projects satisfy the third *Tartan* Factor of ability to finance?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

4. Should the Commission find that the Projects satisfy the fourth *Tartan* Factor of qualified to construct?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

5. Should the Commission find that the Projects are in the public interest and satisfies the fifth *Tartan* Factor?

Position: Sierra Club takes the position that the proposed plants are not in the public interest, because Evergy has failed to demonstrate that building the proposed plants in the proposed locations, in the face of severe existing transmission congestion, will be a cost-effective use of customers' money.

- B. If the Commission grants the CCN for the Projects, what conditions, if any, should the Commission impose on the CCN?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

C. Should the Commission grant Evergy Missouri West's request that its decision to acquire, construct, own and operation the Projects is prudent under Section 2(C) of Commission Rule 20 CSR 4240-20.045?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

D. Should the Commission grant Evergy Missouri West's requested variances from Commission Rules 20 CSR 4240-20.045(3)(C), 6(I), and 6(J) so that Evergy Missouri West's plans for restoration of safe and adequate service, as well as as-built drawings, can be provided closer to the time when the Projects will commence commercial operations?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

E. Should the Commission authorize Evergy Missouri West to implement construction accounting pursuant to Section 393.140(4), RSMo?

Position: Sierra Club takes no position at this time but reserves the right to do so based on the evidence presented at hearing.

Respectfully Submitted,

/s/ Sarah Rubenstein

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CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of May, 2025, a true and correct copy of the foregoing pleading was filed on EFIS and sent by email to all counsel of record.

/s/ Sarah Rubenstein

Sarah Rubenstein

