

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Second Prudence )  
Review of the Missouri Energy Efficiency )  
Investment Act (MEEIA) Cycle 2 Energy ) **File No. EO-2020-0227**  
Efficiency Programs of Evergy Metro, Inc. )  
d/b/a Evergy Missouri Metro )

## ORDER CLARIFYING PROCEDURAL SCHEDULE

Issue Date: August 18, 2020

Effective Date: August 18, 2020

On August 5, 2020, the Commission set forth the procedural schedule for the prudence review of Evergy Metro, Inc. and Evergy Missouri West, Inc. (collectively “Evergy”). On August 7, 2020, the Staff of the Missouri Public Service Commission (“Staff”) requested clarification or modification of the procedural schedule.<sup>1</sup>

Staff’s request stems from the schedule’s setting of October 21, 2020, as the due date for Evergy’s sur-surrebuttal, as well as the last day to issue discovery requests, issue subpoenas, or take depositions. Staff correctly points out this would preclude parties from conducting discovery concerning Evergy’s sur-surrebuttal. That was not the Commission’s intent.

Staff proposed two solutions, set forth below.

Option A: Delay the discovery cutoff date from October 21 to October 27, 2020, which would necessitate also delaying the hearing date by one week to November 12-13, 2020.

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<sup>1</sup> A pending motion to limit the scope of the proceeding will be addressed separately.

Option B: Delay the discovery cutoff date from October 21 to October 23, 2020.

Staff also noted that the procedural schedule sets September 12, 2020, a Saturday, as the due date for rebuttal testimony. The Commission's intent was to limit the schedule to business days.

Commission rules allow parties ten days to respond to pleadings unless otherwise ordered. Ten days have elapsed and no party has responded to Staff's request or proposed solutions.

The Commission finds Staff's request for clarification and modification to be reasonable and will grant it. For convenience, the schedule will be reprinted below, amended to implement Option B, and changing the due date for rebuttal testimony to September 11, 2020.

**THE COMMISSION ORDERS THAT:**

1. The following amended procedural schedule is established:

August 12, 2020	Direct Testimony (Staff and Public Counsel)
September 11, 2020	Rebuttal Testimony (all parties allowed)
September 23, 2020	Settlement Conference
October 14, 2020	Surrebuttal Testimony (Staff and Public Counsel, responsive to Rebuttal Testimony)
October 21, 2020	Sur-surrebuttal Testimony (Every, responsive to Surrebuttal Testimony)
October 23, 2020	Last Day to Issue Discovery Requests, Subpoenas, or Take Depositions
October 26, 2020	List of Issues, Order of Witnesses, Order of Cross-Examination Joint Stipulation of Facts

October 28, 2020	Statements of Position
November 5 - 6, 2020	Evidentiary Hearing
November 23, 2020	Transcripts due
December 11, 2020	Initial Post-Hearing Briefs
December 28, 2020	Reply Briefs

2. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Charles Hatcher, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
On the 18<sup>th</sup> day of August, 2020.

**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 18<sup>th</sup> day of August, 2020.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**August 18, 2020**

**File/Case No. EO-2020-0227**

**Missouri Public Service  
Commission**

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

**Sincerely,**



**Morris L. Woodruff  
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.