

**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 and)	File No. EO-2025-0154
Evergy Missouri West, Inc. d/b/a Evergy Missouri)	
West for Approval of New and Modified Tariffs for)	
Service to Large Load Customers)	

**MOTION TO APPEAR AND PARTICIPATE *PRO HAC VICE*
AND MOTION FOR PARTIAL WAIVER OF 20 CSR 4240-2.040(3)(c)(2)**

COMES NOW, Nikhil Vijaykar, and pursuant to 20 CSR 42040-2.040(3)(C) and Missouri Supreme Court Rules 6.01(n) and 9.03, hereby petitions the Missouri Public Service Commission (“Commission”) for leave to appear and participate in the above-captioned proceeding, as well as for partial waiver of 20 CSR 4240-2.040(3)(C)(2). In support of this Motion, Mr. Vijaykar states as follows:

I. MOTION FOR ADMISSION *PRO HAC VICE*

1. Mr. Vijaykar is an attorney with the law firm Keyes & Fox LLP, with a business address of 580 California Street, 12th Floor, San Francisco, CA 94104. Mr. Vijaykar wishes to represent the Data Center Coalition (“DCC”) *pro hac vice* in this matter.

2. Mr. Vijaykar is not admitted to practice in Missouri, but is a licensed attorney in good standing in Illinois (Attorney Registration and Disciplinary Commission (“ARDC”) # 6327738, Date of Admission: November 9, 2017) and California (State Bar # 293338, Date of Admission: December 6, 2013).

3. Mr. Vijaykar is not under suspension, disbarment, or disqualification to appear before the Commission or any other court. Further, no member of Keyes & Fox LLP is disqualified to appear before the Commission or any other court.

4. Pursuant to Missouri Supreme Court Rule 6.01(n), Mr. Vijaykar has paid the \$410 *pro hac vice* fee through the Missouri Courts website. Receipt of that payment is attached hereto.

5. Mr. Vijaykar is associated in this matter with Alissa Greenwald, an attorney with the law firm Keyes & Fox LLP, with a business address of 1580 Lincoln Street, Suite 1105, Denver, CO 80203. Ms. Greenwald is a member in good standing of the Missouri Bar and is qualified to practice before this Commission pursuant to 20 CSR 4240-2.040(3)(A). Mr. Vijaykar respectfully designates Ms. Greenwald as associate counsel. Ms. Greenwald entered her appearance on behalf of DCC in this proceeding by filing an *Application to Intervene* on March 3, 2025.

6. Mr. Vijaykar agrees to abide by the Commission's Rules, including all disciplinary Rules, and to notify the Commission immediately of any matter affecting his standing before any court.

II. MOTION FOR PARTIAL WAIVER OF 20 CSR 4240-2.040(3)(C)(2)

7. 20 CSR 4240-2.205 provides that the Commission may grant a variance from or waive any of its Rules upon a finding of good cause.

8. 20 CSR 4240-2.040(3)(C)(2) provides that an attorney seeking admission *pro hac vice* before the Commission must designate "some member in good standing of the Missouri Bar *having an office within Missouri* as associate counsel" (emphasis added).

9. By contrast, the parallel Missouri Supreme Court Rule 9.03(c)(3) provides only that the attorney seeking admission *pro hac vice* designate a member of the Missouri Bar who is authorized to practice law in the state under Rule 9.01(a) as associate counsel. Thus, Missouri Supreme Court Rule 9.03 does not require that the associate counsel maintain a physical office in Missouri to sponsor the *pro hac vice* admission of a visiting attorney.

10. As stated above, Ms. Greenwald is a member in good standing of the Missouri Bar and has appeared on numerous occasions before the Commission. However, Ms. Greenwald works remotely from the Kansas City Metropolitan Area and therefore maintains no physical office space in Missouri as contemplated by 20 CSR 4240-2.040(3)(C)(2).

11. Because Ms. Greenwald meets the entirety of the requirements for associate counsel as set forth in Missouri Supreme Court Rule 9.03, good cause exists for the Commission to grant a partial waiver of 20 CSR 4240-2.040(3)(c)(2), and to permit Ms. Greenwald to serve as associate counsel to Mr. Vijaykar in this proceeding.

WHEREFORE, Mr. Vijaykar respectfully requests that the Commission grant this *Motion to Appear and Participate Pro Hac Vice and Motion for Partial Waiver of 20 CSR 4240-2.040(3)(C)(2)*.

Respectfully submitted,

By: /s/ Nikhil Vijaykar

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**ATTORNEYS FOR THE DATA CENTER
COALITION**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served upon all counsel of record by email, this August 25, 2025.

/s/ Alissa Greenwald
Alissa Greenwald



CLERK OF THE SUPREME COURT

STATE OF MISSOURI

POST OFFICE BOX 150

JEFFERSON CITY, MISSOURI

65102

BETSY LEDGERWOOD
CLERK

TELEPHONE
(573) 751-4144

8/23/2025

This will hereby acknowledge receipt of \$410.00 as required by Rule 6.01(n) for Nikhil Vijaykar, appearing in In the Matter of the Application of Evergy Metro, Inc. d/b/a Evergy Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West for Approval of New and Modified Tariffs for Service to Large Load Customers, Case No. File No. EO-2025-0154, before the Public Service Commission, State of Missouri.

A handwritten signature in black ink that reads "Betsy Ledgerwood". The signature is written in a cursive style with a large, sweeping "B" and "L".

Betsy Ledgerwood, Clerk