

1 BEFORE THE PUBLIC SERVICE COMMISSION
2 STATE OF MISSOURI
3 TRANSCRIPT OF PROCEEDINGS
4 PREHEARING CONFERENCE
5

6 In the Matter of the Third)
7 Prudence Review of the)
8 Missouri Energy Efficiency)
9 Investment Act (MEEIA) Cycle 3) Case No. EO-2025-0324
10 and First Prudence Review)
11 of MEEIA Cycle 4 Energy)
12 Efficiency Programs of Everygy)
13 Missouri Metro, Inc.,)
14 d/b/a Everygy Missouri Metro)

15 THURSDAY, DECEMBER 4, 2025
16 2:00 p.m.

17 Jefferson City, MO
18 via WebEx

19 VOLUME 1

20 KAROLIN WALKER, Presiding
REGULATORY LAW JUDGE

21 KAYLA HAHN, Chair,
22 MAIDA J. COLEMAN,
23 GLEN KOLKMEYER,
JOHN MITCHELL,
COMMISSIONERS

24 Transcribed by:
25 Joe Herman

1 THE COURT: Let's go ahead and start.
2 We're on the record. This is a prehearing conference in
3 case number EO-2025-0324. Every Missouri Metro
4 Incorporated. My name is Karolin Walker and I am the
5 regulatory law judge assigned to this case. I'm going
6 to discuss procedural issues, not substantive. This is
7 to go over the procedural issues and to give you an
8 opportunity to discuss things with each other. Let's
9 have the entry of counsel. First of all, please
10 identify yourself for the record.

11 MR. BAILEY: Thank you, Your Honor. My
12 name is Cole Bailey. For Every Missouri Metro.
13 Business address is 1200 Main Street, Kansas City,
14 Missouri 64105. Phone number is 785-330-2695.

15 MS. KERR: Carolyn Kerr from the staff of
16 public service commission.

17 THE COURT: And Carolyn, please identify
18 everyone in the room with you.

19 MS. KERR: We have Kim Bowling, Tracy
20 Johnson, Amanda Connor, and Brooke Mastercianis.

21 THE COURT: Appreciate it. There's also
22 a what looks like an empty conference room. Does anyone
23 know what that is?

24 MR. BAILEY: I think that may be OPC, but
25 I can see you.

1 MS. VANGERPEN: Good afternoon, Your
2 Honor. Can you see us here? We've got a split screen.

3 THE COURT: Oh, okay, great. Thank you,
4 Lindsey.

5 MS. VANGERPEN: You're welcome. Lindsey
6 VanGerpen on behalf of the OPC business address, 200
7 Madison Street, Jefferson City, Missouri 65102. And
8 joining me this afternoon is Dr. Jeff Mark.

9 THE COURT: All right. Now, Shauna
10 Dempsey. Is she with Everygy?

11 MR. BAILEY: Yes. With Everygy is Matt
12 Daugherty, Brian File, Shauna Dempsey, and Sierra Hines.

13 THE COURT: Matt, I guess you don't have
14 to identify yourself.

15 MR. BAILEY: Matt, you can talk. You can
16 identify yourself.

17 THE COURT: Okay. This is the same -- we
18 have the same issues as yesterday. I would like you all
19 to give me potential hearing dates from January through
20 March. Don't bother for the week of the 23rd.
21 Hopefully, I will be 50 meters underwater in a tropical
22 island, and I hope you will be there as well. Also, I
23 need a procedural schedule if you all still want a
24 hearing.

25 And that schedule should include things

1 like a date for filing testimony, briefs, discovery. I
2 think everybody here is really experienced. Oh, and I
3 want to say -- I just want to say to Lindsey VanGerpen
4 and to everyone, I had the privilege and the opportunity
5 to watch Lindsey argue a case in front of the western
6 district.

7 And she did an amazing job, and I was
8 really happy to have the opportunity. So,
9 congratulations, Lindsey.

10 MS. VANGERPEN: Thank you, Judge Walker.

11 THE COURT: Do you all want to proceed to
12 hearing? Do you know that yet?

13 MR. BAILEY: I think we're working on a
14 draft schedule right now. I've spoken with Tracy. I
15 haven't talked to Lindsay. We don't have the dates set
16 yet for a schedule for testimony and hearing, but we're
17 hoping to use, I think, the rest of this hearing to
18 speak with the parties about settlement.

19 THE COURT: Perfect. Let me ask you now
20 just to nail this down. If you want a hearing, would
21 you like it to be in person or electronic?

22 MR. BAILEY: I think in person, probably.
23 I haven't talked to my clients about that, but unless
24 there's suggestions from the group.

25 THE COURT: That would be my preference.

1 It's sometimes difficult for the admission of evidence
2 and for any objections that you might want to make if
3 the hearing is electronic. For now we'll set it in
4 person. Carolyn Kerr brought up an issue. She asked me
5 to consolidate these two MIA cases. And having reviewed
6 them, I know the issues are similar.

7 I'm not going to do that. That's really
8 your job. And I'm assuming. Carolyn, did you discuss
9 with the parties yesterday consolidating the cases?

10 MS. KERR: I don't remember if I did, but
11 we can discuss that today, definitely.

12 THE COURT: Just to let you know,
13 depending on the contents of the motion, but if I
14 received one from the parties, I am at this point
15 inclined to grant a motion to consolidate the cases. I
16 would of course have to talk to the powers that be in
17 the adjudication team, but that's what I'm inclined to
18 do at the moment. Does anybody have any other issues do
19 you think we need to discuss?

20 I'm going to leave the call and allow you
21 to talk to each other. And just so you know, this call
22 is happening because of Emily Waters, and Emily will be
23 -- she's doing the technical portion of the call. She
24 wears headphones to listen to you, and she takes them
25 off during settlement discussions. And she is my

1 paralegal and I trust her discretion. And she has the
2 highest ethics of almost anyone I've ever worked with.

3 So just to get that issue out of the way,
4 it's nice to see your faces, and I'm going to leave the
5 call and let you talk to each other. All right.

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16 (End of audio recording.)

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3 I, JOE HERMAN, do hereby certify:

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5 That said audio transcription is a true

6 record as reported by me, a disinterested person.

7

8 I further certify that I am not

9 interested in the outcome of said action, nor connected

10 with, nor related to any of the parties in said action,

11 nor to their respective counsel.

12

13 IN WITNESS THEREOF, I have hereunto set

14 my hand this 6th day of December, 2025.

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18 Joe Herman

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