

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

In the Matter of Evergy Missouri West, Inc.)	
d/b/a Evergy Missouri West's Request for)	<u>File No. ER-2024-0189</u>
Authority to Implement a General Rate)	
Increase for Electric Service)	

REQUEST FOR VARIANCE

COMES NOW Staff of the Missouri Public Service Commission ("Staff"), by and through undersigned counsel, and for this *Request for Variance* respectfully states as follows:

1. On December 18, 2025, Evergy Missouri West, Inc. d/b/a Evergy Missouri West ("Evergy Missouri West" or "Company") filed a *Notice of Adding New SPP Charge Types* ("Notice"), pursuant to Commission Rule 20 CSR 4240-20.090(8)(D)1.A. The new Southwest Power Pool ("SPP") charge types listed in the Notice are anticipated to take effect on April 1, 2026.

2. Commission Rule 20 CSR 4240-20.090(8)(D)1.C.(I) requires a party to make a filing challenging the inclusion of these new charges within 30 days of the electric utility's filing. For the purposes of this case, any such filing would be due no later than Tuesday, January 20, 2026.¹

¹ Thirty days from December 18, 2025, is Saturday, January 17, 2026. Under Commission Rule 20 CSR 4240-2.050(1), the computation of time shall include the last day of the period unless it falls on a Saturday, Sunday, or legal holiday, in which case the period runs until the end of the next day which is not a Saturday, Sunday, or legal holiday. With January 17, 2026, being a Saturday, and January 19, 2026, being Martin Luther King Jr. Day, the next day which is not a Saturday, Sunday, or legal holiday would be Tuesday, January 20, 2026.

3. At this time, Staff has not taken a position on the inclusion of these new charge types. Staff is reviewing the Notice to ensure that it contains the information required under Commission Rule 20 CSR 4240-20.090(8)(D)1.B.

4. Staff is discussing the new charge types with Evergy Missouri West, and on January 9, 2026, Staff issued five data requests. Responses to those data requests are due no later than January 16, 2026. Staff is also aware that the Office of the Public Counsel (“OPC”) has also issued a number of data requests regarding Evergy Missouri West’s Notice.

5. Commission Rule 20 CSR 4240-2.205 permits the Commission to “grant variance from or waive any rule or provision of a rule promulgated by the commission upon a finding of good cause.” In addition, Commission Rule 20 CSR 4240-2.050(3)(A) permits the Commission to order a time period be enlarged before the expiration of the period originally prescribed by a Commission order or rule.

6. Due to ongoing discovery from Staff and the OPC, and to provide Staff the time necessary to ensure whether a challenge is warranted or not, Staff believes good cause exists for the Commission to order a variance from Commission Rule 20 CSR 4240-20.090(8)(D)1.C.(I), and enlarge the time period contemplated under the rule.

7. Staff requests that the Commission issue an order extending the date for parties to make a filing challenging the inclusion of these new charges through January 30, 2026.

8. Staff has discussed this proposal with both Evergy Missouri West and the OPC, and neither party objects to Staff’s request for a variance from Commission Rule 20 CSR 4240-20.090(8)(D)1.C.(I).

WHEREFORE, Staff prays the Commission grant its request for a variance from Rule 20 CSR 4240-20.090(8)(D)1.C.(I), pursuant to Commission Rules 20 CSR 4240-2.205 and 20 CSR 4240-2.050(3)(A), and whatever other relief is deemed just and necessary under the circumstances.

Respectfully submitted,

/s/ Travis J. Pringle

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all parties and/or counsel of record as reflected on the certified service list maintained by the Commission in its Electronic Filing Information System this 13th day of January 2026.

/s/ Travis J. Pringle