

**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 For Approval of an Amendment to)	Case No. EO-2026-0129
Nucor Steel Sedalia, LLC Agreement)	

**RESPONSE OF NUCOR STEEL SEDALIA, LLC TO EVERGY MOTION FOR
PROTECTIVE ORDER AND FOR EXPEDITED TREATMENT**

COMES NOW, Nucor Steel Sedalia, LLC (“Nucor”), and respectfully submits its response to Evergy Missouri West, Inc. d/b/a Evergy Missouri West’s (“Evergy” or the “Company”) *Motion for Protective Order and for Expedited Treatment* (“Motion”).

On July 21, 2026, Evergy filed a Motion requesting a Protective Order prohibiting the parties, their counsel, and their consultants and agents from unauthorized disclosure of confidential information through unsecured or generative artificial intelligence (“AI”) tools, platforms, systems, or similar technology (collectively, “AI Tools”) in this proceeding. In support of its Motion, the Company explains that “using unsecured or generative AI Tools to process, summarize, analyze, or draft confidential information poses an irreversible disclosure risk. Once inputted, such information may be retained, used for model training, or otherwise distributed beyond the disclosing party’s control.”¹ As such, Evergy argues that the standard “Confidential” or “Highly Confidential” designations may not protect against the risks of disclosure potentially facilitated by such AI tools.²

¹ Motion at 2.

² *Id.*

In support of Evergy’s Motion, the Company cites a recent United States District Court for the District of Colorado order modifying a protective order to address AI use.³ The court in that case amended the Protective Order to address AI use, finding that a party “may not upload, input, or submit Confidential Information into any mainstream AI tool like standard ChatGPT, Claude, Gemini, or similar platforms.”⁴ Nucor agrees with Evergy’s conclusion that the “Protective Order applies regardless of the AI Tools’ function or intended use,” but “additional language regarding the use of generative, unsecure AI is warranted given the increasing prevalence of AI Tools.”⁵

Nucor supports Evergy’s Motion and agrees that the Commission should enter a Protective Order that incorporates the principles articulated in Evergy’s Motion. Nucor has a particular interest in this Motion since some of the confidential information in this case relates to Nucor’s operations. It is important to take reasonable precautions to ensure that confidential customer data, trade secrets, and business practices are not input into technologies or platforms that may inadvertently release such information into the public domain. Evergy’s proposal to prohibit the use of unsecured AI tools to analyze or summarize confidential data is a reasonable restriction that is consistent with established policies to preserve confidentiality in Commission proceedings. Therefore, the Commission should approve Evergy’s Motion.

³ *Id.* at 3 (citing *Morgan v. V2X, Inc.*, 2026 WL 864223 at *1 (D. Colo. Mar. 30, 2026)).

⁴ See *Morgan v. V2X, Inc.*, 2026 WL 864223 at *1 (D. Colo. Mar. 30, 2026).

⁵ Motion at 4.

Respectfully submitted,

/s/ Marc H. Ellinger

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served upon all the parties of record or their counsel, pursuant to the Service List maintained by the Data Center of the Missouri Public Service Commission on July 31, 2026.

/s/ Marc H. Ellinger

Marc H. Ellinger