STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service Commission held at its office in Jefferson City on the 26th day of May, 2021.

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 a Transportation Electrification Portfolio	)))))	**File No. ET-2021-0151** Tariff No. YE-2021-0160 Tariff No. JE-2021-0161

ORDER SETTING PROCEDURAL SCHEDULE AND SUSPENDING TARIFFS

Issue Date: May 26, 2021 Effective Date: May 26, 2021

On February 24, 2021, Evergy Metro, Inc. d/b/a Evergy Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (collectively "Evergy") filed its application requesting the Commission approve transportation electrification pilot programs, pursuant to Section 393.1610, RSMo (Cum. Supp. 2020). In addition, Evergy filed associated tariff sheets. Evergy's application also requests variance of Commission rules prohibiting certain promotional practices and authority to defer costs associated with the pilot programs as a regulatory asset for consideration in future rate cases. Finally, Evergy requests the Commission find that the proposed "Clean Charge Network" expansion plan is "prudent from a decisional perspective."[1]

On March 29, 2021, the Staff of the Commission (Staff) recommended the Commission reject the tariff sheets or, alternatively, order the parties to submit a proposed procedural schedule. On April 14, 2021, Evergy filed its response to Staff's

[1] *Application of Evergy Missouri Metro and Evergy Missouri West for an Order Related to Approval of a Transportation Electrification Portfolio*, ¶ 19 (Feb. 24, 2021).

recommendation and requested that, rather than denying the tariffs, the Commission adopt Staff's proposal that the Commission direct the parties to submit a proposed procedural schedule.

On April 15, 2021, the Commission directed the parties to consult with Staff to develop a proposed procedural schedule and directed Staff to file the parties' proposal. On May 10, 2021, Staff filed a proposed procedural schedule, including an evidentiary hearing proposed for November 8-9, 2021.

Section 393.150.1, RSMo (2016), authorizes the Commission to suspend the operation of proposed tariffs for up to 120 days beyond the date when such tariffs would otherwise go into effect. On March 17, 2021, the Commission suspended the tariffs until July 24, 2021.[2] When hearing on proposed tariffs cannot be concluded within the period of suspension, Section 393.150.2 authorizes the Commission to suspend the operation of proposed tariffs for an additional period of no more than six months. Based on the parties' proposed procedural schedule, hearing in this matter cannot be concluded before July 24, 2021. Therefore, the Commission will suspend the proposed tariffs for an additional period of six months, until January 24, 2022.

In setting a hearing date and procedural schedule, the Commission considered the Commission's calendar, hearing preparations, the preparation of transcripts and post-hearing briefs, Commission deliberations, an allowance of 30 days for a Commission order to take effect, and the anticipated operation of law date for the filed tariffs. Taking these issues into consideration, the Commission is not able to adopt the parties' proposed

[2] File Nos. ET-2021-0269 and ET-2021-0151 were consolidated as File No. ET-2021-0151 on April 15, 2021.

schedule. The Commission attempted to preserve, whenever possible, the period of time the parties proposed between elements of the proposed schedule.

The Commission will establish a procedural schedule and set this case for hearing on October 12-13, 2021. In addition, the Commission will establish deadlines for filing post-hearing briefs. The schedule does not specify the dates of technical conferences. Should the parties require Commission approval of a schedule of technical conferences, any party may file a request. The Commission will direct Staff to file a joint list of issues, as well as a proposed joint order of witnesses, order of cross-examination and order of opening.

THE COMMISSION ORDERS THAT:

1. The following tariff sheets, assigned Tariff No. YE-2021-0160, are suspended until January 24, 2022, unless otherwise ordered by the Commission:

P.S.C. MO. No. 7

Original Sheets No. 51 – 51A

Original Sheets No. 52 – 52A

Original Sheets No. 53 – 53F

2. The following tariff sheets, assigned Tariff No. JE-2021-0161, are suspended until January 24, 2022, unless otherwise ordered by the Commission:

P.S.C. MO. No. 1

Original Sheets No. 158 – 158.1

Original Sheets No. 159 – 159.1

Original Sheets No. 160 – 160.6

3. The parties shall agree upon and participate in a schedule of pre-hearing technical conferences, including counsel.

4. The following procedural schedule is established:

Evergy Supplemental/Amended Testimony	July 16, 2021
Rebuttal Testimony	August 13, 2021
Surrebuttal Testimony	September 10, 2021
Last day to request discovery	September 17, 2021
Joint List of Issues, Order of Witnesses, Order of Cross-Examination, Order of Opening Filed by Staff	September 21, 2021
Position Statements	September 27, 2021
Evidentiary Hearing	October 12-13, 2021
Initial Briefs	November 5, 2021
Reply Briefs	November 19, 2021

5. The parties shall appear for hearing at 9 a.m. October 12, 2021.

6. Unless otherwise ordered, the hearing shall be held at the Commission's office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri.

7. The building meets accessibility standards required by the Americans with Disabilities Act. Those who require additional accommodations to participate in this hearing may call the Public Service Commission's hotline at 1 (800) 392-4211 (voice) or Relay Missouri at 711 before the hearing.

8. As agreed by the parties, in regard to data requests and service of documents:

(A) The time period for objection and response to data requests pursuant to Commission Rule 20 CSR 4240-2.090 shall be shortened. Before the date rebuttal testimony is required to be filed, the response time for all data requests shall be 15 calendar days, with seven business days to object or notify the requesting party that more than 15 calendar days will be needed to provide the requested information. As of the date rebuttal testimony is required to be filed, these periods shall be shortened to 10 calendar days to respond, with five business days to object or provide notice.

(B) Contemporaneous with service of a data request, an electronic copy of the text of the "description" of each data request shall be provided to counsel for each party by any party serving a data request. Data requests, objections to data requests, and notifications respecting the need for additional time to respond to data requests shall be sent by e-mail to counsel for all parties. Counsel may designate personnel to be added to the service list for data requests but parties are responsible for compliance with confidentiality restrictions. Data request responses shall be served on counsel for the requesting party, unless waived by counsel, and on the requesting party's employee or representative who submitted the data request. Data request responses shall be served electronically, if feasible.

(C) Data requests issued to or by Staff shall be submitted and responded to in the Commission's Electronic Filing and Information System (EFIS),

when feasible, or by other electronic format agreed by counsel, when use of EFIS is not feasible. Regarding Staff-issued data requests, if the description is voluminous or contains confidential information, a hyperlink to the EFIS record of that data request shall be considered a sufficient description.

(D) Requests for a copy of a response to a data request shall be directed to the party answering the data request. Parties shall promptly respond to such requests for a copy of a response.

(E) The parties shall avoid including confidential information in data requests. When it is necessary to include confidential information in data requests, confidential information shall be designated confidential, consistent with Commission Rule 20 CSR 4240-2.135.

(F) All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to counsel for all other parties by electronic means and in electronic format, concurrent with the filing of such testimony, exhibits, or pleadings, where the information is available in electronic format. Parties are not required to convert information that does not exist in electronic format to electronic format for purposes of exchange.

(G) Workpapers prepared in the course of developing testimony shall not be filed with the Commission but shall be submitted to each party within two business days after the filing of testimony, unless a party has indicated that it does not want to receive some or all workpapers. Workpapers containing confidential information shall be appropriately marked. If there are no

workpapers associated with testimony, counsel for the filing party shall so notify the other parties within the time allowed to provide workpapers.

(H) When workpapers or data request responses include models, spreadsheets, or similar information originally in a commonly available format in which inputs or parameters may be changed to observe changes in inputs, the party providing the workpapers or response shall provide such information in the original format with intact formulas, if available.

(I) Public documents filed in EFIS shall be considered properly served by serving the same on counsel of record for all other parties via e-mail. As agreed by the parties, confidential documents may be obtained from EFIS and shall not be served via e-mail.

9. The parties shall comply with the following procedural requirements:

(A) Prepared testimony shall comply with the format requirements of Commission Rule 20 CSR 4240-2.130.

(B) Although not all parties may agree on how each issue should be described, or on whether a listed issue is a proper issue in this case, the parties shall agree on a list of issues. The list of issues shall be detailed enough to inform the Commission of each issue that must be resolved. Any issue not identified in the list of issues may be considered uncontested.

(C) The parties shall agree upon and Staff shall file a list of the issues, the witnesses to appear at hearing, the order in which witnesses will be called, and the order of cross-examination for each witness.

(D) Each party shall file a concise statement summarizing its position on

each disputed issue. Position statements shall set forth any order requested, cite any law authorizing such an order, allege relevant facts, and cite evidence on the record in support.

(E) Briefs shall correspond to the list of issues filed in the case and shall include citations to the record.

(F) Exhibit numbers for the hearing are assigned as follows:

1-99	Evergy
100-199	Commission Staff
200-299	Office of the Public Counsel
300-399	Renew Missouri Advocates d/b/a Renew Missouri
400-499	Union Electric Company d/b/a Ameren Missouri
500-599	Midwest Energy Consumers Group
600-699	The Empire District Electric Company d/b/a Liberty
700-799	Natural Resources Defense Council
800-899	Spire Missouri, Inc.
900-999	ChargePoint, Inc.
1000-1099	Sierra Club

(G) Each party shall prepare a list of its pre-filed exhibits and submit a copy of that list to every other party and to the regulatory law judge no later than October 5, 2021. The lists shall not be filed in the EFIS case file. Exhibits that may be offered during cross-examination and that have not been pre-filed need not be included on such lists.

(H) As provided by Commission Rule 20 CSR 4240-2.130(15), when an exhibit that has not previously been filed is offered in evidence, the original shall be furnished to the reporter, and the party offering the exhibit shall be prepared to furnish a copy to each Commissioner, the presiding officer and each party.

10. This order shall be effective on May 26, 2021.

BY THE COMMISSION

Morris L. Woodruff
Secretary

Silvey, Chm., Rupp, Coleman, Holsman, and Kolkmeyer CC., concur.

Jacobs, Regulatory Law Judge

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 26th day of May, 2021.

Morris L. Woodruff
Secretary

Digitally signed by MOPSC
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Reason: I attest to the accuracy and integrity of this document
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Date: 2021.05.26 12:33:33-05'00'
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MISSOURI PUBLIC SERVICE COMMISSION

May 26, 2021

File/Case No. ET-2021-0151

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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

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.