

**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

In the Matter of the Joint Application of Evergy)
Kansas Central, Inc. Evergy Kansas South, Inc.)
and Evergy Metro, Inc. for Approval to Make) Docket 23-EKCE-775-RTS
Certain Changes in their Charges for Electric)
Service)

**MOTION OF SCRAP MANAGEMENT INDUSTRIES,
D/B/A MIDWEST SCRAP MANAGEMENT, INC.,
("MSM") FOR AN EXTENSION OF TIME TO
RESPOND TO THE JOINT MOTION**

COMES NOW the Petitioner for Intervention, Scrap Management Industries, D/B/A Midwest Scrap Management, Inc., ("MSM") and respectfully requests the State Corporation Commission of the State of Kansas ("Commission" or "KCC") to extend the time for MSM to respond to the Joint Motion dated April 4, 2024, of (1) the Staff of the KCC ("Staff"), and (2) Evergy Kansas Central, Inc. ("EKC") and Evergy Kansas South, Inc. ("EKS") (collectively, "Evergy"), and states as follows:

1. On April 4, 2024, Staff and Evergy filed a Joint Motion, requesting in part, that:
 - (i) the three (3) Evergy customers formerly served under the Evergy OPS (Off Peak Service) Rate Schedule;
 - (ii) that have been transferred to the Evergy Large Power (Large Power) Rate Schedule upon the cancellation of the OPS Rate Schedule on December 21, 2023;
 - (iii) not immediately be charged the full LP rate;
 - (iv) but instead, pay the difference between the amount that would have been chargeable under the cancelled OPS Rate Schedule, and the amounts chargeable under the LP Rate Schedule;
 - (v) in one-third increasing incremental amounts, over the next three (3) years.

2. On Friday, April 5, 2024, I advised the parties in this Docket, and including counsel for Joint Movants, that I would be entering an appearance for Scrap Management Industries, D/B/A Midwest Scrap Management, Inc., (“MSM”), and filing a Petition for Intervention on behalf of MSM, early the following week. (Exhibit A, attached hereto).

3. On April 9, 2024. MSM filed its Petition for Intervention in this KCC Docket, for the purpose of responding to the Joint Motion.

4. As noted in the MSM Petition for Intervention, MSN is one of the three (3) customers that received service under the OPS Rate Schedule.

5. Pursuant to KCC regulations, responses to the Joint Motion are due ten (10) days after filing, in this instance on April 15, 2024.

6. Pursuant to KCC regulations, parties have ten days to object to the MSM Petition for Intervention, in this instance on April 19, 2024.

7. On April 9, 2024, MSM contacted all parties in this KCC Docket, and requested that the parties agree that MSM should be granted ten (10) days to file its response to the Joint Motion – said ten (10) day period to commence on the date of the Commission’s Order on the pending Petition for Intervention. (Exhibit B, attached hereto).

8. Evergy, CVR Energy (Coffeyville Refining), and Walmart have advised that they do not object to the requested Extension of Time to Respond. No other parties have responded to the MSM Request as set forth in Paragraph No. 7.

Wherefore, for the reasons set forth above, MSM respectfully requests that the Commission order an extension of time to respond to the Joint Motion, to the date that is ten (10) days subsequent to the Commission’s Order on the pending Petition for Intervention.

Respectfully submitted,

/s/ James P. Zakoura

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CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of April 2024, the foregoing was electronically filed with the Kansas Corporation Commission and that one copy was delivered electronically to all parties on the service list as follows:

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Cc: Zakoura, James; Kyle Haulotte; Buller, Daniel; Smithyman, Lee; Morgan, Molly
Subject: RE: KCC E-Filing Filing Received-23-EKCE-775-RTS

Cathy and Carly –

Good morning.

This is to advise that I will be filing for the Foulston law firm, an Application for Intervention early next week, on behalf of Scrap Management Industries ("SMI") – a metal recycling company located at 850 East 45th Street North, Park City, Kansas. SMI would like to be heard on the Motion pending before the Commission.

Prior to December 21, 2023, SMI received service under the Evergy Kansas Central ("EKC") "Off Peak Service" Rate Schedule.

The "Off Peak Service" Rate Schedule of EKC was eliminated under the recent Settlement in KCC Docket No. 23-EKCE-775-RTS, approved by the Commission.

Instead of the EKC system wide rate increase that averaged 3.54% - the estimated rate increase for SMI commencing December 21, 2023 is 366% - 100 times higher than the EKC system wide rate increase.

Thank you for your consideration.

Jim Zakoura

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Subject: Request for an Extension of Time to Response to the Joint Motion as Filed by Evergy Kansas Central and the KCC Staff in KCC Docket 23-EKCE-775-RTS
Importance: High

Good afternoon,

As you will recall, the Joint Motion was filed on April 4, 2024.

Under Commission rules, any response thereto would be due 10 days after filing, on April 15, 2024.

Today, I filed a Petition to Intervene on behalf of Scrap Management Industries DBA Midwest Scrap Management, Inc.

I would respectfully request that the parties agree that the proposed intervenor would have 10 days to respond to the Joint Motion, subsequent to the date that the Commission grants the Petition for Intervention.

In the event that the Commission denies the request to intervene, no response would be submitted for consideration.

Since time is of the essence in this matter, I would appreciate your prompt attention to this request.

Kindest regards,

Jim

Diane Walsh

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