

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

In the Matter of the Capital Plan Compliance)
Docket for Kansas City Power & Light)
Company and Westar Energy, Inc. Pursuant) Docket No. 19-KCPE-096-CPL
to the Commission's Order in 18-KCPE-095-)
MER.)

MOTION TO FILE RESPONSIVE COMMENTS OUT OF TIME

COMES NOW, the Citizens' Utility Ratepayer Board (CURB) and hereby moves for permission from the Commission to allow for the out-of-time filing of its responsive comments to Evergy's 2024 Capital Investment Plan Update. In support thereof, CURB states the following:

1. On February 6, 2020, the Commission issued an Order Adopting Integrated Resource Plan and Capital Plan Framework in this matter adopting procedural dates for Evergy's Integrated Resource Plan and Capital Investment Plan reporting process. That process provides that Evergy shall file its Capital Plan by February 28th of each year. Thereafter, Staff and intervenors have one hundred twenty (120) days to make responsive comments.

2. On February 28, 2024, Evergy filed its Capital Plan. Per the 120 day timeframe and Kansas regulations, the response due date was June 27, 2024.

3. On June 27, 2024, Staff for the Kansas Corporation Commission ("Staff") filed its Motion For One-Day Extension To File Capital Plan Responsive Comments.¹ In support of the one-day extension, Staff referenced its ongoing workload in other dockets that impacted its ability to analyze and develop comments by the original deadline. Staff further cited to K.A.R. 82-1-217(b) regarding the Commission's discretion to grant an extension of time for good cause shown. Staff noted that it would not be opposed to similar requests from any other party to the Docket.

¹ Motion For One-Day Extension To File Capital Plan Responsive Comments (June 27, 2024).

4. Staff had consulted with CURB prior to filing the motion on June 27, 2024 and CURB indicated that it had no objection to the request and that CURB indicated that it would also plan on filing comments at the same time for the sake of consistency. However, counsel for CURB failed to file its own separate request for a one-day extension. As a result, CURB is submitting this motion concurrently with its responsive comments to Evergy's Capital Investment Plan update.

5. CURB submits that it has also been impacted by the business associated with other dockets that would have warranted a one-day extension and respectfully asks the Commission for leave to submit its responsive comments out of time. The filing of these comments one day after the deadline will not materially prejudice other parties in the docket or significantly delay proceedings. Further, CURB would be supportive of a proportionate extension for Evergy to submit its responses to comments.

WHEREFORE, CURB respectfully requests that the Commission permit it to file responsive comments out of time on June 28, 2024.

Respectfully submitted,

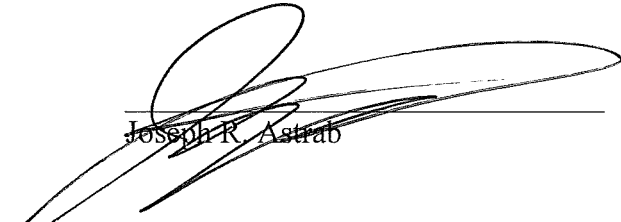


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VERIFICATION

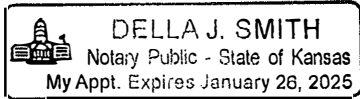
STATE OF KANSAS)
)
COUNTY OF SHAWNEE) ss:

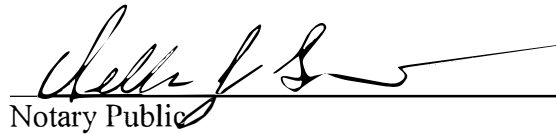
I, Joseph R. Astrab, of lawful age and being first duly sworn upon my oath, state that I am an attorney for the Citizens' Utility Ratepayer Board; that I have read and am familiar with the above and foregoing document and attest that the statements therein are true and correct to the best of my knowledge, information, and belief.



Joseph R. Astrab

SUBSCRIBED AND SWORN to before me this 28th day of June, 2024.





Notary Public

My Commission expires: 01-26-2025.

CERTIFICATE OF SERVICE

19-KCPE-096-CPL

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was served by electronic service on this 28th day of June 2024, to the following:

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