

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

In the Matter of the Complaint Against)
Kansas Power & Light (Evergy))
By William J. Flohrs) DOCKET No. 20-EKME-397-COM

**COMPLAINANT RESPONSE TO STAFF'S FILING ON SEPTEMBER 17, 2020 and
MOTION TO CLASSIFY CONFIDENTIAL DOCUMENTS AS PUBLIC RECORDS**

KSA 66-101 authorizes the Kansas Corporate Commission (KCC) to investigate the practices of electric public utilities. Evergy is a electric public utility.

On September 17, 2020, KCC filed an "Order" in Docket No. 20-KCPE-107-COM and in that document referenced, "Per Evergy Metro's *vegetation management program*, the utility trims only vegetation making hard contact with the service line." Staff did not reference this statement to a published document. This referenced document should be made public if Staff is going to reference it or use it in any way.

On September 17th, the Kansas Corporate Commission (KCC) filed a "Staff's Reply to Complainant's Response" in the above case. In the report, Staff cited K.A.R. 82-1-221a which reads as follows:

Section 82-1-221a(2): The party seeking to classify documents as confidential shall file with or furnish to the executive director of the commission each document clearly marked "CONFIDENTIAL," accompanied *by a cover letter requesting confidential status*. EVERGY did not make this request to the KCC therefore the documents should be made public. Evergy has not filed any motions or briefs citing KSA 66-1220a as a reason that the documents should remain confidential.

Section 82-1-221a (5)b: Requests for information classified as confidential shall be made by filing a written request with the executive director of the commission and using a form provided by the commission for this purpose, or by motion from a party to the docket in which the information is sought. EVERGY did not file a motion that these documents remain confidential therefore the documents should be made public.

As per Section 82-1-221a (5)b1, the Complainant is hereby requesting that the confidential documents referenced (Exhibit 1 that is attached) that Evergy has requested to remain Confidential, be made public.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of September 2020, the foregoing "**COMPLAINANT RESPONSE TO STAFF's FILING ON SEPTEMBER 17, 2020 and MOTION TO CLASSIFY CONFIDENTIAL DOCUMENTS AS PUBLIC RECORDS**" was sent via email to the parties listed below:

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Evergy Kansas Metro
Case Name: 2020 Flohrs Complaint
Case Number: 20-EKME-397-COM

Response to Stringer Tim Interrogatories - KCC_20200811
Date of Response: 8/19/2020

Question:10

A. Please provide a copy of Evergy's vegetation management policy and guidelines as referenced in Evergy's Motion to Dismiss paragraph 3.

B. Please provide a copy of the Transmission Maintenance Procedures (or strategies) as required by NERC standard FAC-003-3 paragraph B-R3.

Response:

Please consider this response as **CONFIDENTIAL** as it contains information concerning trade secrets, as well as private, technical, financial and business information.

- A. Attached file is an internal document that contains Evergy Transmission Vegetation Management information and guidance- EVERGY_MA_FAC003_P.01-Trans_Veg_Mgmt_Program_2020-01-01 CONFIDENTIAL
- B. Attached file contains Transmission Maintenance Procedures (or strategies)- EVERGY_MA_FAC003_P.01-Trans_Veg_Mgmt_Program_2020-01-01 CONFIDENTIAL

Attachments:

Q10_CONFIDENTIAL_EVERGY_MA_FAC003_P.01-Trans_Veg_Mgmt_Program_2020-01-01.pdf
Q10_Verification.pdf

EXHIBIT 1