

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

In the Matter of the Application of Evergy )  
Kansas Metro, Inc. Evergy Kansas South, )  
Inc., and Evergy Kansas Central, Inc. for ) Docket No. 25-EKME-315-TAR  
Approval of Large Load Service Rate Plan )  
and Associated Tariffs. )

**PETITION TO INTERVENE OF GOOGLE LLC**

Pursuant to K.S.A. 77-521(a)–(b) and K.A.R. 82-1-225, Google LLC (“Google”) hereby files this Petition to Intervene and Motion for Expedited Treatment in the above-captioned matter.

In support of its Petition and Motion, Google alleges and states the following:

**I. BACKGROUND**

1. Google is a limited liability corporation duly incorporated under the laws of the State of Delaware. The Company’s principal office is located at 1600 Amphitheatre Parkway, Mountain View, CA 94043. The contact information for Google’s attorney is set forth below.

2. Google is a U.S.-based technology company that offers technology services and products and operates multiple data centers in the country and around the world to power its portfolio of products and services.

3. On February 11, 2025, Evergy Metro, Inc. d/b/a/ Evergy Kansas Metro (“Evergy Kansas Metro”), Evergy Kansas South, Inc., and Evergy Kansas Central, Inc. (together as “Evergy Kansas Central”) (collectively referred to herein as “Evergy”) filed with the State Corporation Commission of the State of Kansas (“KCC” or “Commission”) for approval of its Large Load Power Service (“LLPS”) Rate Plan and associated tariffs.<sup>1</sup>

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<sup>1</sup> Application of Evergy Kansas Metro, Inc., Evergy Kansas South, Inc., and Evergy Central, Inc. for Approval of Large Load Service Rate Plan and Associated Tariffs, Docket No. 25-EKME-315-TAR, p. 1 (Feb. 11, 2025) (“Application”).

4. On February 14, 2025, in File No. EO-2025-0154, Evergy Metro, Inc. d/b/a Evergy Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (together, “Evergy Missouri”) filed their “Application for Approval of Evergy’s Large Load Power Service (“LLPS”) Rate Plan and Associated Tariffs” before the Missouri Public Service Commission (“MPSC”) requesting adoption of rates and tariffs applicable to large load customers that are essentially the same as LLPS Rate Plan before the Commission.

## **II. PETITION TO INTERVENE**

5. Pursuant to K.S.A. 77-521, the presiding officer shall grant a petition for intervention if the petition meets the following requirements: “(1) [t]he petition is submitted in writing to the presiding officer, with copies served upon all parties named in the presiding officer’s notice of the hearing, at least three business days before the hearing; (2) the petition states facts demonstrating that the petitioner’s legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding . . . and (3) the presiding officer determines that the interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention.” *Id.* 77-521(a)(1)–(3). The statute further states that “[t]he presiding officer may grant a petition for intervention at any time upon determining that the intervention sought is in the interests of justice and will not impair the orderly and prompt conduct of the proceedings.” *Id.* 77-521(b).

6. Google is currently developing a data center in the Kansas City area within Evergy’s Missouri service territory and has been granted intervention in Evergy Missouri’s proceeding before the MPSC related to LLPS tariffs and rates.<sup>2</sup> Frequently, because Evergy operates on both sides of the Missouri-Kansas state line, Evergy aligns its services across operating

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<sup>2</sup> Order Granting Applications to Intervene, File No. EO-2025-0154, p. 3 (Mar. 20, 2025).

entities and the actions of the Commission and the MPSC are impacted and influenced by one another.

7. Additionally, data center facilities that Google develops and participates in frequently require loads exceeding 100 MW. If Google pursued data center activities in Kansas, then Google would likely qualify for the LLPS Rate Plan at issue in this proceeding. As a result, the cost of retail electric energy and the terms and conditions for the service of electric energy under the LLPS Rate Plan are of major importance to the business operations of Google.

8. Given these circumstances, Google may be substantially affected by the issues that will be addressed, considered, and determined by the Commission in this proceeding. These interests cannot be adequately represented by any other party.

9. Granting Google's intervention will also serve the public interest by assisting the Commission's record for decision in this case as to how the LLPS tariff may benefit the state and local economy through attracting customers like Google to Kansas and what modifications to the LLPS Rate Plan may enhance the realization of those benefits.

10. Moreover, Google and its affiliates have experience in acquiring power and taking electric service in jurisdictions around the country. Google has also participated in similar tariff proceedings in several other states. By allowing Google's intervention, the Commission can benefit from that knowledge and experience to help decide the case in a manner that best serves the public interest.

11. For the reasons stated above, Google's intervention is in the interests of justice and will not impair the orderly and prompt conduct of the proceedings. Therefore, Google has met the intervention standards set forth in K.S.A. 77-521(a) and should be granted intervention in this matter.

12. Moreover, the Commission has broad discretion to grant permissive intervention pursuant to K.S.A. 77-521(b), which permits the presiding officer to “grant a petition for intervention at any time upon determining that the intervention sought is in the interests of justice and will not impair the orderly and prompt conduct of the proceedings.” For all the reasons discussed above, Google has met the permissive intervention standards set forth in K.S.A. 77-521(b) and should be granted intervention in this matter.

WHEREFORE, for the foregoing reasons, Google respectfully requests the Commission grant its Petition for Intervention in this matter, without limitation, and such other relief as the Commission deem appropriate.

Dated: April 21, 2025

Respectfully submitted,

POLSINELLI PC

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ATTORNEYS FOR GOOGLE LLC

**VERIFICATION**

I, Frank Caro, do solemnly, sincerely and truly declare and affirm that I am counsel to Google LLC, that I have read the foregoing pleading and know the contents thereof, and that the facts set forth therein are true and correct to the best of my knowledge and belief, and this I do under the pains and penalties of perjury.

By: /s/ Frank Caro  
Frank Caro

April 21, 2025

## **CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was served by electronic service on this 21st day of April 2025, to the following:

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