

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

Before Commissioners: Susan K. Duffy, Chair
Dwight D. Keen
Andrew J. French

In the Matter of the Application of Evergy)
Kansas Central, Inc. and Evergy Kansas) Docket No. 20-EKCE-357-TAR
South, Inc. for Approval of Customer)
Forward Program Tariff Changes)

ORDER GRANTING JOINT MOTION TO EXTEND STATUTORY DEADLINE

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having reviewed the pleadings and record, the Commission makes the following findings and conclusions:

1. On February 14, 2020, Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. (collectively Evergy Central) filed an application requesting approval from the Commission of certain tariff changes necessary to implement an integrated Customer Forward Program with Evergy Metro, Inc.¹
2. On March 3, 2020, the Commission suspended the effective date of the application for 240 days, from February 14, 2020 until October 12, 2020.²
3. On September 2, 2020, Evergy Central filed supplemental information as requested by Commission Staff (Staff).³
4. On September 8, 2020, Evergy Central and Staff filed a joint motion requesting a 30-day extension of the K.S.A. 66-117(c) statutory deadline. The parties state the extension is

¹ Application of Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. for Approval of Tariff Changes to Implement Consolidated Customer Forward Program (Feb. 14, 2020).

² Order Granting CURB's Petition to Intervene, Discovery Order, Protective Order, Suspension Order (October 12, 2020), ¶¶ 27, D (Mar. 3, 2020). *See* K.S.A. 66-117(c) (addressing statutory deadline, including effective date of proposed changes and 240-day suspension of effective date).

³ *See* Evergy Kansas Metro Notice of Filing Supplemental Information in Support of Application (Sept. 2, 2020).

necessary due to disruptions caused by the COVID-19 pandemic, including the temporary State shutdown and the Commission's Emergency Order Staying All Dockets.⁴ The parties further state an extension is necessary to allow Staff time to thoroughly investigate Evergy Central's application and supplemental information, and to issue its recommendation. The parties request a new deadline to Wednesday, November 11, 2020.⁵

5. K.S.A. 66-117(c)(3) provides, "nothing in this subsection shall preclude the public utility or common carrier and the commission from agreeing to a waiver or an extension of the 240-day period." The Commission accepts Evergy Central's agreement to extend the deadline for a Commission order in this docket to November 11, 2020. Accordingly the Commission grants the Joint Motion to Extend Statutory Deadline.


THEREFORE, THE COMMISSION ORDERS:

A. The Joint Motion to Extend Statutory Deadline is granted. The Commission's Order in this docket is due no later than November 11, 2020.

BY THE COMMISSION IT IS SO ORDERED.

Duffy, Chair; Keen, Commissioner; French, Commissioner

Dated: 09/17/2020



Lynn M. Retz
Executive Director

LEL

⁴ See Docket No. 20-GIMX-393-MIS, Emergency Order Staying All Dockets (Mar. 19 2020), and amendments.

⁵ See Joint Motion to Extend Statutory Deadline (Sept. 8, 2020).

CERTIFICATE OF SERVICE

20-EKCE-357-TAR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of

electronic service on 09/17/2020.

JOSEPH R. ASTRAB, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
j.astrab@curb.kansas.gov

TODD E. LOVE, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
t.love@curb.kansas.gov

DAVID W. NICKEL, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.nickel@curb.kansas.gov

SHONDA RABB
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
s.rabb@curb.kansas.gov

DELLA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.smith@curb.kansas.gov

CATHRYN J. DINGES, CORPORATE COUNSEL
EVERGY KANSAS CENTRAL, INC
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
Fax: 785-575-8136
cathy.dinges@evergy.com

COLE BAILEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
c.bailey@kcc.ks.gov

LAUREN LAUSHMAN, OFFICE OF GENERAL COUNSEL
ATTORNEY
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3354
l.laushman@kcc.ks.gov

/S/ DeeAnn Shupe

DeeAnn Shupe