

**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 Approval of Large Load Service Rate Plan and Associated Tariffs.))))	Docket No. 25-EKME-315-TAR
--	------------------	----------------------------

**PETITION FOR INTERVENTION OF BLUE VALLEY
SCHOOL DISTRICT USD 229 AND OBJECTION TO
PROPOSED PROCEDURAL SCHEDULE OF EVERGY**

COMES NOW the following Intervenor, Blue Valley School District USD 229 (“USD 229”), and states to the State Corporation Commission of the State of Kansas (“Commission” or “KCC”) as follows:

1. Evergy Kansas Metro, Inc., Evergy Kansas South, Inc., and Evergy Central, Inc. (“Evergy”) have filed in this Docket on February 11, 2025, an Application entitled: “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.”

2. In this Docket, Evergy further stated as follows: “Central to the LLPS Rate Plan is a new, tariffed rate offering, Schedule LLPS, which sets forth the tariffed terms and conditions that will apply to customers over 100 MW seeking to interconnect to Evergy’s Kansas system. In addition to Schedule LLPS, the LLPS Rate Plan includes a selection of new and existing tariffed offerings, which are largely designed to expand the Company’s clean and renewable energy offerings that will be available to Schedule LLPS customers, while ensuring that customers who elect to participate pay their fair share.”

3. This entitled Docket will involve both new tariff offerings and consideration of cost assignment for LLPS Rate Plan customers. Therefore, this Docket will directly affect the

retail electric rates of all retail ratepayers currently on Evergy Kansas Metro, Evergy Kansas South, Inc., and Evergy Kansas Central, Inc.

Intervenor Seeking Intervention Herein

Blue Valley School District USD 229 (“USD 229”)

4. USD 229 is a retail ratepayer and is a direct customer of Evergy Kansas Metro. As a direct customer of Evergy Kansas Metro, USD 229 has a direct financial interest in this KCC proceeding.

5. The retail electric rates of USD 229 may be affected by a Commission Order in this KCC Docket.

6. K.A.R. 82-1-225, provides in pertinent part:

82-1-225. Intervention. This regulation shall apply to both KAPA and non-KAPA proceedings. (a) The presiding officer shall grant a petition for intervention if the following conditions are met:
(1) The petition is submitted in writing to the presiding officer, with copies mailed to all parties named in the presiding officer's notice of the hearing, at least three 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 or that the petitioner qualifies as an intervenor under any provision of law.

7. The KCC, in applying K.A.R. 82-1-225 has stated:

The Commission shall grant Intervention if the Petition:

“(1) is submitted in writing to the presiding officer, with service on all parties named in the Commission’s notice of hearing, at least 3 business days before the hearing; (2) states facts demonstrating the petitioner’s legal rights, duties, privileges, immunities, or other legal interests may be substantially affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of law; and (3) the interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention. The Commission has discretion to grant intervention at any time where intervention is in the interests of justice and will not impair the orderly and prompt conduct of proceedings. At any time during a

proceeding, the Commission may impose limitations on the intervenor's participation, which may include: (1) limiting an intervenor's participation to designated issues in which the intervenor has a particular interest demonstrated by the petition; (2) limiting the intervenor's discovery, cross-examination, and other procedures; and (3) requiring intervenors to consolidate their participation in the proceedings." ORDER GRANTING INTERVENTIONS, KCC Docket No. 22-EKME-254-TAR, March 31, 2022, at para. 8.

8. USD 229 has stated facts herein that support its participation as an Intervenor herein in that it has direct financial interests in the Commission's Order in this Docket.

Objection to the Proposed Procedural Schedule of Evergy

9. In its Application in this Docket, Evergy proposes an accelerated procedural schedule of 4 months. USD 229 objects to the accelerated procedural schedule and recommends that the Commission adopt a more traditional procedural schedule of 6 to 8 months, that includes filing of KCC Staff, CURB, and Intervenor's direct prefiled testimony, as well as responsive testimony to be filed by Evergy, KCC Staff, CURB, and Intervenor's. In addition, the Commission should permit reasonable discovery related to the proposed tariff.

CONCLUSION

WHEREFORE, USD 229 respectfully requests that the Commission grant USD 229 intervention in this KCC Docket, and that the Commission reject the proposed procedural schedule of Evergy in this Docket, and order a procedural schedule that includes pleadings and discovery as set forth in paragraph 9 above, in order for the Commission to have before it appropriate evidence for a Commission decision in this Docket.

Respectfully submitted,

/s/ James P. Zakoura

James P. Zakoura, KS 07644
Lee M. Smithyman, KS 09391
Daniel J. Buller, KS 25002
Molly E. Morgan, KS 29683
FOULSTON SIEFKIN LLP
7500 College Boulevard, Suite 1400
Overland Park, KS 66210-4041
Telephone: 913-253-2142
Email: jzakoura@foulston.com
lsmithyman@foulston.com
dbuller@foulston.com
mmorgan@foulston.com

Attorneys for Blue Valley School District, USD 229

VERIFICATION


STATE OF KANSAS)
) ss:
COUNTY OF JOHNSON)

James P. Zakoura, being duly sworn upon his oath, deposes and states that he is the Attorney for the Blue Valley School District, USD 229, that he has read and is familiar with the foregoing *Petition for Intervention of Blue Valley School District USD 229 and Objection to Proposed Procedural Schedule of Everage*; and that the statements therein are true to the best of his knowledge, information, and belief.



James P. Zakoura

SUBSCRIBED AND SWORN to before me this 14th day of February 2025.



Notary Public

My Appointment Expires:



CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of February 2025, the above and 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:

CATHRYN J. DINGES, SR DIRECTOR &
REGULATORY AFFAIRS COUNSEL
EVERGY KANSAS CENTRAL, INC
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
cathy.dinges@evergy.com

JEFFREY L. MARTIN, VP OF CUSTOMER
AND COMMUNITY OPERATION
EVERGY KANSAS CENTRAL, INC
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
jeff.martin@evergy.com

LESLIE WINES, SR. EXEC. ADMIN. ASS'T.
EVERGY KANSAS CENTRAL, INC
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
leslie.wines@evergy.com

COLE A BAILEY, CORPORATE COUNSEL
DIRECTOR
EVERGY KANSAS SOUTH,
INC. D/B/A EVERGY KANSAS CENTRAL
818 S KANSAS AVE, PO Box 889
TOPEKA, KS 66601-0889
cole.bailey@evergy.com

DARRIN R. IVES, V.P. REGULATORY
AFFAIRS
EVERGY METRO, INC D/B/A EVERGY
KANSAS METRO
One Kansas City Place
1200 Main St., 19th Floor
Kansas City, MO 64105
darrin.ives@evergy.com

BRAD LUTZ, REGULATORY AFFAIRS
EVERGY METRO, INC D/B/A EVERGY
KANSAS METRO
One Kansas City Place
1200 Main St., 19th Floor
Kansas City, MO 64105
brad.lutz@evergy.com

CAITLIN M SHIELDS, ATTORNEY
WILKINSON BARKER KNAUER LLP
2138 W 32nd AVENUE, STE 300
DENVER, CO 80211
cshields@wbklaw.com

NIKKI H WHITE, ATTORNEY
WILKINSON BARKER KNAUER LLP
2138 W 32nd AVENUE, STE 300
DENVER, CO 80211
nwhite@wbklaw.com

JOSEPH R. ASTRAB, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
joseph.astrab@ks.gov

TODD E. LOVE, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
todd.love@ks.gov

SHONDA RABB
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
shonda.rabb@ks.gov

CARLY MASENTHIN, LITIGATION
COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
carly.masenthin@ks.gov

DELLA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
della.smith@ks.gov

PATRICK HURLEY, CHIEF LITIGATION
COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
patrick.hurley@ks.gov

/s/ James P. Zakoura
James P. Zakoura, 07644