

**BEFORE THE KANSAS 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 ) Docket No.: 22-EKME-254-TAR  
of its Demand-Side Management Portfolio )  
Pursuant to the Kansas Energy Efficiency )  
Investment Act (“KEEIA”), K.S.A. 66-1283 )

**PETITION FOR INTERVENTION OF NATURAL RESOURCES DEFENSE COUNCIL**

The Natural Resources Defense Council hereby petitions to intervene in the above-captioned docket pursuant to K.S.A. 77-521 and K.A.R. 82-1-225. In support of this petition the following is stated:

1. Natural Resources Defense Council (“NRDC”) is a nonprofit corporation organized under the laws of New York with a Midwest office at 20 North Wacker Drive, Suite 1600, Chicago, IL 60606. NRDC has over 2,600 members in Kansas many of whom are Evergy customers – including one of its senior staff members, Ashok Gupta, of thirty years who resides in Merriam, Kansas and is a customer of Evergy.

2. On December 17, 2021, Evergy Kansas Metro, Inc., Evergy South, Inc. and Evergy Kansas Central, Inc. (collectively referred to herein as “Evergy”) filed an application with the Kansas Corporation Commission for approval of its Demand-Side Management (“DSM”) Portfolio pursuant to the Kansas Energy Efficient Investment Act (“KEEIA”), K.S.A. 66-117 and 66-1283.

3. NRDC and its members are interested in a range of issues raised by Evergy’s KEEIA 2023-2026 DSM Portfolio, to include the updated Energy Efficiency Rider that Evergy has described in its filing. More broadly, NRDC has an interest in how Evergy’s KEEIA 2023-2026 DSM Portfolio will help meet the energy needs of Kansas while improving the state’s

economic competitiveness, help reduce consumer bills, and improve the environment and health of all Kansans.

4. NRDC seeks to intervene in this proceeding in order that its members and others may benefit from properly designed policies as part of Evergy's KEEIA 2023-2026 DSM Portfolio of energy efficiency solutions.

5. More generally, NRDC is interested in ensuring that Evergy's KEEIA 2023-2026 DSM portfolio of initiatives, envisioned by Evergy in its filing are done in a manner that help lower consumer bills, help reduce utility peak demand, and result in the procurement of all cost-effective energy efficiency consistent with the latest Integrated Resource Plan.

6. NRDC will bring significant expertise to this proceeding. The Staff of NRDC has extensive history with demand-side management program design, cost-effectiveness tests, efficiency financing, performance incentives, and implementation of utility energy efficiency programs that benefit all utility customers and the public.

7. NRDC has intervened and/or provided testimony in public utility commission proceedings in many states, including Missouri, Illinois, Michigan, Ohio, Wisconsin, New York, Oregon, Iowa, New Jersey and California. NRDC has regularly presented testimony before the US Congress and various state legislatures related to the electric utility industry's use of energy efficiency resources, utility planning and other topics relevant to this proceeding.

8. Under K.S.A. 77-521(b) the Commission may grant intervention upon determining that such is in the interests of justice and will not interfere with the orderly and prompt disposition of the matter.

9. NRDC's expertise is different from other parties in this docket. NRDC's national experience as a public interest advocate and partner with regulators and intervenors in

development of a portfolio of energy efficiency programs – including hard-to-reach sectors, demand response, peak reduction, efficiency financing, and proper integration of programs with other efficiency strategies such as benchmarking, building codes and appliance standards - will be an important source of information for the Commission in considering the issues herein.

10. NRDC is primarily interested in design of a portfolio of efficiency programs that yields broad economic benefits. NRDC contends that benefits from energy efficiency and demand side programs include improved grid resilience, job creation, addressing the energy burden for low-income households, and saving money for all consumers. These interests will be impacted by how Evergy's KEEIA 2023-2026 DSM Portfolio and updated Energy Efficiency Rider moves forward.

11. Unless NRDC is allowed full intervention in this docket it is unlikely any other party will have comparable expertise related to program design, cost-effectiveness tests, and best practices adopted by other utilities and regulatory bodies and how such policies can be implemented in Evergy's service territory.

**WHEREFORE**, NRDC respectfully requests that it be permitted to intervene and be made a party to this docket for all purposes.

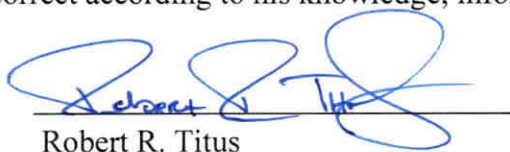
Respectfully submitted,

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VERIFICATION


STATE OF KANSAS            )  
  )  
  )        ss:  
COUNTY OF JOHNSON        )

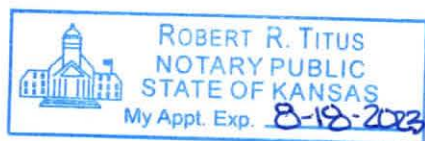
Robert R. Titus, of lawful age, being first duly sworn upon oath, deposes and states: That he is an attorney for Titus Law Firm, LLC, that he has read the above and foregoing and that the statements therein contained are true and correct according to his knowledge, information and belief.

  
Robert R. Titus

Subscribed and sworn to before me this 10<sup>TH</sup> day of JANUARY, 2022.

My appointment expires: \_\_\_\_\_

  
Notary Public



**CERTIFICATE OF SERVICE**

Undersigned hereby certifies that on January 10, 2022, the above and foregoing Petition to Intervene of Natural Resources Defense Council was emailed to the following:

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