

LOUISIANA PUBLIC SERVICE COMMISSION
MINUTES FROM NOVEMBER 18, 2015
OPEN SESSION

MINUTES OF NOVEMBER 18, 2015 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE CHAIRMAN CLYDE HOLLOWAY, VICE CHAIRMAN SCOTT ANGELLE, COMMISSIONER FOSTER CAMPBELL, COMMISSIONER LAMBERT BOISSIERE, COMMISSIONER ERIC SKRMETTA AND EXECUTIVE SECRETARY EVE KAHAO GONZALEZ.

Open Session of November 18, 2015, convening at 10:05A.M., and adjourning at 1:49 P.M., Natchez Room, 602 N. 5th Street, 1st Floor, Baton Rouge, Louisiana, with the above-named members of the Commission and Executive Secretary Eve Kahao Gonzalez.

<p>Ex. 1</p>	<p>Public Utility Section of the Louisiana Bar Association will be hosting its annual CLE on December 17, 2015 from 7:30am until 3pm at the City Club in Baton Rouge, LA. For additional information contact Jamie Watts.</p> <p>The Commission will have a Technical Conference on the Gas Hedging Pilot Program; the date TBD.</p> <p>The December B & E Meeting will be held in Natchitoches, Louisiana on December 16, 2015 at 11:00am. Information regarding location TBA.</p> <p>Chairman Holloway acknowledged CenterPoint employees Richard Leget and Brad Tutanjian and wished them well in their new endeavors.</p>
<p>Ex. 2</p>	<p>T-33659 - Louisiana Public Service Commission vs. Charles Jacob dba Jake's (Boutte, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:164 through 180.1, and General Order dated April 17, 2014 while operating under LPSC authority 7386, for incomplete tow invoice and exceeding state prescribed rates allegedly having occurred on or about June 01, 2015.</p> <p>In re: Discussion and possible vote on recommendation of the Administrative Law Judge.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to accept the ALJ recommendation.</p>
<p>Ex. 3</p>	<p>T-33757 - Louisiana Public Service Commission vs. Charles Jacob dba Jake's (Boutte, Louisiana). In re: Alleged violation of La. R.S. 45:161 through 180.1, and General Order dated April 17, 2014 while operating under LPSC authority 7386, for exceeding state prescribed rates, allegedly having occurred on or about July 10, 2015.</p> <p>In re: Discussion and possible vote on recommendation of the Administrative Law Judge.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to accept the ALJ recommendation.</p>
<p>Ex. 4</p>	<p>T-33759 - Louisiana Public Service Commission vs. Charles Jacob dba Jake's (Boutte, Louisiana) . In re: Alleged violation of La. R.S. 45:161 through 180.1, and General Order dated April 17, 2014 while operating under LPSC authority 7386, for exceeding state prescribed rates, allegedly having occurred on or about June 30, 2015.</p> <p>In re: Discussion and possible vote on recommendation of the Administrative Law Judge.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to accept the ALJ recommendation.</p>
<p>Ex. 5</p>	<p>T-33760 - Louisiana Public Service Commission vs. Charles Jacob dba Jake's (Boutte, Louisiana). In re: Alleged violation of La. R.S. 45:161 through 180.1, and General Order dated April 17, 2014 while operating under LPSC authority 7386, for exceeding state prescribed rates, allegedly having occurred on or about June 21, 2015.</p> <p>In re: Discussion and possible vote on recommendation of the Administrative Law Judge.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to accept the ALJ recommendation.</p>

<p>Ex. 6</p>	<p>T-33766 - Louisiana Public Service Commission vs. Packard Truck Lines, Inc. (Belle Chasse, Louisiana). In re: Alleged violation of La. R.S. 45:161 through 180.1, by operating Intrastate without LPSC authority on one (1) count; allegedly occurring on August 22, 2015.</p> <p>In re: Discussion and possible vote on guilty plea pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to accept Staff recommendation.</p>
<p>Ex. 7</p>	<p>I-33014 - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC. In re: 2013 Intergrated Resource Planning ("IRP") process for Entergy Louisiana LLC and Entergy Gulf States Louisiana, LLC pursuant to General Order April 20, 2012.</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>On motion of Commissioner Angelle, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to accept Staff's recommendation filed November 6, 2015 and acknowledge ELL's Final IRP Report.</p>
<p>Ex. 8</p>	<p>U-32507 - Cleco Power LLC., ex parte. In re: Application of Cleco Power LLC for: (i) Authorization to Install Emissions Control Equipment at certain of its Generating Facilities in order to comply with the Federal National Emissions Standards for Hazardous Air Pollutants from Coal and Oil-Fired Electric Utility Steam Generating Units Rule; and (ii) Authorization to Recover the Costs Associated with the Emissions Control Equipment in LPSC Jurisdictional Rates.</p> <p>In re: Discussion and possible vote on ALJ Recommendation.</p> <p>(Ex. 2 on the October 28, 2015 B&E Agenda)</p> <p>PASSED</p>
<p>Ex. 9</p>	<p>U-32913 - Northeast Louisiana Power Cooperative, Inc., ex parte, Panola-Harrison Electric Cooperative, Inc., ex parte, Washington-St. Tammany Electric Cooperative, Inc., ex parte. In re: Notification pursuant to the LPSC's 2011 Net Metering Order (R-31417).</p> <p>In re: Discussion and possible vote on ALJ recommendation.</p> <p>(Ex. 3 on the October 28, 2015 B&E Agenda)</p> <p>Commissioner Boissiere made a motion to pass this exhibit, seconded by Commissioner Campbell, with Chairman Holloway, Commissioner Skrmetta, and Commissioner Angelle opposing. The motion failed 2:3.</p> <p>Commissioner Skrmetta made a motion to accept ALJ recommendation, with the following additional provisions:</p> <ol style="list-style-type: none"> 1) This decision does not result in any rate changes for existing net metering customers of LPSC regulated electric utilities; and 2) Unless and until such time as the Commission acts to establish a new rate structure for net metering, existing net metering interconnection agreements with LPSC regulated electric utilities shall be transferrable to third party purchasers of the home on which the net metering facilities are installed, notwithstanding the fact that the utility has reached the cap found in Section 5.02 of the Commission's net metering rules attached to the General Order dated July 26, 2013 (Docket No. R-31417). <p>The motion was seconded by Commissioner Angelle, with Chairman Holloway concurring and Commissioner Campbell and Commissioner Boissiere opposing.</p>

<p>Ex. 10</p>	<p>U-33456 - Cleco Power LLC versus Washington-St. Tammany Electric Cooperative, Inc. In re: Rule 67 Complaint alleging 300 Foot Rule Violations (Dollar General, 78121 Highway 25 in St. Tammany Parish, Louisiana) by Washington-St. Tammany Electric Cooperative.</p> <p>In re: Discussion and possible vote on ALJ final recommendation. Request was made for oral argument.</p> <p>(Ex. 5 on the October 28, 2015 B&E Agenda)</p> <p>Following lengthy discussion by counsel for Washington-St. Tammany and Cleco, as well as testimony from witnesses Edward Riecke and Darrell Magee, the Commission, on motion of Commissioner Campbell, seconded by Commissioner Holloway, and unanimously adopted, voted to reject the ALJ’s recommendation and find that Washington-St. Tammany did not violate the 300 foot rule in serving Dollar General.</p>
<p>Ex. 11</p>	<p>S-33600 - L&R Utilities, Inc., ex parte. In re: Request for a Letter of Non Opposition to the Proposed Issuance of Taxable Municipal Bonds to Fund Improvements Pursuant to Order U-33203.</p> <p>In re: Discussion and possible vote on Staff Recommendation.</p> <p>(Ex. 10 on the October 28, 2015 B&E Agenda)</p> <p>PULLED</p>
<p>Ex. 12</p>	<p>S-33646 - Cecilia Water Corporation, Inc., ex parte. In re: Supplemental and Amending Petition for Approval of Rate Increase and Capital Financing.</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>(Ex. 11 on the October 28, 2015 B&E Agenda)</p> <p>PASSED</p>
<p>Ex. 13</p>	<p>S-33828 - CenterPoint Energy Resources Corp., ex parte. In re: Request for a Letter of Non Opposition regarding an Amendment to Asset Management Agreement as previously approved by this Commission in Docket No. S-31146.</p> <p>In re: Discussion and possible vote to hire consultant.</p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Holloway, with Commissioner Boissiere and Commissioner Angelle concurring and Commissioner Campbell temporarily absent, the Commission voted to hire Henderson Ridge Consulting to assist Staff for a not to exceed budget of \$23,850 in fees, \$900 in expenses, for a total not to exceed budget of \$24,750.</p>
<p>Ex. 14</p>	<p>1) Reports Docket X-33192 report analysis presented by Gifford Briggs of The Getty Group.</p> <p>Gabel and Associates, Inc. presented an “Analysis of the Acadian Report”, on behalf of the Alliance for Solar Choice.</p> <p>2) Resolutions 3) Discussions 4) ERSC/OMS Business 5) Directives</p>
<p>Ex. 15</p>	<p>S-33541 - Francis Drilling Fluids, Ltd (Crowley, Louisiana), ex parte. In re: Application to file amended tariff for Common Carrier Certificate No. 5715.</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>At the request of Chairman Holloway.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Angelle, with Commissioner Boissiere concurring and Commissioner Campbell and Commissioner Skrmetta temporarily absent, the Commission voted to accept Staff recommendation.</p>

<p>Ex. 16</p>	<p>S-33708 - Sandy Point 480 Water Systems, Inc., ex parte. In re: Request for an increase in water rates (non-profit system).</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>At the request of Commissioner Campbell.</p> <p>On motion of Commissioner Campbell, seconded by Chairman Holloway, with Commissioner Angelle concurring and Commissioner Boissiere and Commissioner Skrmetta temporarily absent, the Commission voted to accept Staff recommendation.</p>
<p>Ex. 17</p>	<p>S-33649 - Pleasant Hill-Crossroads Water System, Inc., ex parte. In re: Request for Rate Increase (non-profit system).</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>At the request of Commissioner Campbell.</p> <p>On motion of Commissioner Campbell, seconded by Chairman Holloway, with Commissioner Angelle concurring and Commissioner Boissiere and Commissioner Skrmetta temporarily absent, the Commission voted to accept Staff recommendation.</p>
<p>Ex. 18</p>	<p>U-33434 - Cleco Power LLC, ex parte. In re: Joint Application of Cleco Power LLC and Cleco Partners L.P. for: (1) Authorization for the Change of Ownership and Control of Cleco Power LLC and (ii) Expedited Treatment.</p> <p>In re: Possible executive session pursuant to La. R.S. 42:17.</p> <p>At the request of Chairman Holloway.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to enter executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Holloway, with Commissioner Angelle concurring and Commissioner Campbell and Commissioner Boissiere temporarily absent, the Commission voted to exit executive session.</p>
<p>Ex. 19</p>	<p>FERC docket ER13-432-001.</p> <p>In re: Possible executive session pursuant to La. R.S. 42:17.</p> <p>At the request of Commissioner Skrmetta.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to enter executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Holloway, with Commissioner Angelle concurring and Commissioner Campbell and Commissioner Boissiere temporarily absent, the Commission voted to exit executive session.</p>

On motion of Commissioner Skrmetta, seconded by Chairman Holloway, with Commissioner Angelle concurring and Commissioner Campbell and Commissioner Boissiere temporarily absent, the Commission voted to adjourn.

MEETING ADJOURNED

The next Business and Executive Session will be held on Wednesday, December 16, 2015 at 11:00 a.m. in Natchitoches, Louisiana.