

LOUISIANA PUBLIC SERVICE COMMISSION
MINUTES FROM MAY 13, 2015
OPEN SESSION

MINUTES OF MAY 13, 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 May 13, 2015, convening at 9:15A.M., and adjourning at 1:41P.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.

Ex. 1	<p>Announcements</p> <p>Chairman Holloway offered condolences to Paul Zimmering in the wake of his father passing.</p> <p>Chairman Holloway announced the June 24, 2016 B&E meeting will be held in New Iberia at the Sliman Theatre at 129 E Main St, New Iberia, LA 70560 at 10:00a.m. There will also be a reception the night before with the venue to be announced.</p>
Ex. 2	<p>B&E Meetings</p> <p>In re: Discussion and possible vote on holding 11 meetings per year.</p> <p>At the request of Commissioner Campbell.</p> <p>Commissioner Campbell moved to have the Commission hold 11 meetings per year. The motion was seconded by Commissioner Boissiere. A roll call vote was taken, with Chairman Holloway, Commissioner Skrmetta, and Vice Chairman Angelle opposing the motion. The motion failed by a 2:3 vote.</p>
Ex. 3	<p>S-33427 - Calcasieu Rentals, Inc. (Lake Charles, Louisiana), ex parte. In re: Application to increase tariff rates for Common Carrier Certificate No 5538-E.</p> <p>In re: Discussion and possible vote on Staff recommendation.</p> <p>On motion of Chairman Holloway, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to grant Calcasieu Rentals, Inc. request to utilize a negotiable range at the Staff recommended range of \$75 - \$115 per hour.</p>
Ex. 4	<p>U-32285 - Cox Communications Louisiana, LLC vs Dixie Electric Membership Corporation, ex parte. In re: Complaint seeking declaratory and injunctive relief barring Dixie Electric Membership Corporation from continuing certain pole attachment practices.</p> <p>In re: Discussion and possible vote on ALJ recommendation for review of Interlocutory Ruling.</p> <p>PASSED</p>
Ex. 5	<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>PASSED</p>
Ex. 6	<p>U-33550 - Entergy Gulf States Louisiana, LLC ex parte. In re: Annual Evaluation Report of Entergy Gulf States Louisiana, L.L.C. for the test year ended September 30, 2014.</p> <p>In re: Discussion and possible vote to accept Unopposed Joint Report and Draft Order.</p> <p>PASSED</p>

<p>Ex. 7</p>	<p>U-33605 - Entergy Gulf States Louisiana, L.L.C and Entergy Louisiana, LLC, ex parte. In re: Joint Application for Certification of the Louisiana Economic Transmission Project.</p> <p>Docket No. TBD - Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC, ex parte. In re: Joint Application for Certification of the Lake Charles Transmission Project.</p> <p>In re: Expansion of scope of work for MISO counsel and consultants to assist Staff with these proceedings.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to accept the expansion of scope of work proposals of Stone Pigman Walther Whitmann LLC and United Professionals Company LLC and retain them to assist Staff in the two transmission certification proceedings at the current contract hourly rates and subject to the monitoring required under those contracts.</p>
<p>Ex. 8</p>	<p>S-33549 - Claiborne Electric Cooperative, Inc., ex parte. In re: 2014 Formula Rate Plan Annual Report filing.</p> <p>In re: Discussion and possible vote to hire outside consultant.</p> <p>Commissioner Skrmetta made a motion, seconded by Chairman Holloway, to hire ReSolved Energy Consulting, LLC to assist the Commission in analysis and review of the Claiborne Electric Cooperative, Inc. 2014 Formula Rate Plan Annual Filing.</p> <p>On substitute motion of Commissioner Campbell, seconded by Commissioner Boissiere, with Vice Chairman Angelle concurring and Chairman Holloway and Commissioner Skrmetta opposing, the Commission voted to hire J. Kennedy and Associates Inc. to assist the Commission for a budget of \$13,200 in fees, \$500 in expenses for a total not to exceed budget of \$13,700.</p>
<p>Ex. 9</p>	<p>X-33323 - Louisiana Public Service Commission, ex parte. In re: Audit of Entergy Louisiana, LLC's charges flowed through its Fuel Adjustment Charge, pursuant to Commission General Order U-21497 dated November 6, 1997, from the period beginning January 1, 2010 through December 31, 2013.</p> <p>In re: Discussion and possible vote to hire outside consultant.</p> <p>Commissioner Skrmetta made a motion, seconded by Chairman Holloway, to hire ReSolved Energy Consulting, LLC to assist Staff with the Fuel Adjustment Clause Audit of Entergy Louisiana, LLC's charges flowed through its Fuel Adjustment Charge, from the period beginning January 1, 2010 through December 31, 2013 (2010-2013).</p> <p>On substitute motion of Commissioner Campbell, seconded by Vice Chairman Angelle, with Commissioner Boissiere concurring and Chairman Holloway and Commissioner Skrmetta opposing, the Commission voted to hire J. Kennedy and Associates Inc. to assist the Commission for a budget of \$35,000 in fees, \$700 in expenses, for a total not to exceed budget of \$35,700.</p>
<p>Ex. 10</p>	<p>X-33324 - Louisiana Public Service Commission, ex parte. In re: Audit of Entergy Gulf States Louisiana, L.L.C.'s charges flowed through its Fuel Adjustment Charge, pursuant to Commission General Order U-21497 dated November 6, 1997, from the period beginning January 1, 2010 through December 31, 2013.</p> <p>In re: Discussion and possible vote to hire outside consultant.</p> <p>Commissioner Skrmetta made a motion, seconded by Chairman Holloway, to hire ReSolved Energy Consulting, LLC to assist Staff in the Audit of Entergy Gulf States Louisiana LLC's charges flowed through its Fuel Adjustment Charge, pursuant to Commission General Order U-21497 dated November 6, 1997, from the period beginning January 1, 2010 through December 31, 2013.</p> <p>On substitute motion of Vice Chairman Angelle, seconded by Commissioner Campbell, with Commissioner Boissiere concurring and Chairman Holloway and Commissioner Skrmetta opposing, the Commission voted to hire J. Kennedy and Associates Inc. to assist Staff throughout the conclusion of the review period and docket for a proposed not to exceed budget of \$35,000 in fees, \$700 in expenses, for a total not to exceed budget of \$35,700.</p>

<p>Ex. 11</p>	<p>U-29764 - Louisiana Public Service Commission, ex parte. In re: Entergy Louisiana, LLC and Entergy Gulf States, Inc., retail proceeding to estimate and implement in retail rates in 2007 the rough equalization impact of FERC Opinions No. 480 and 480-A, FERC Docket EL 01-88-000, LPSC vs. Entergy Corp.</p> <p>In re: Entergy Services, Inc., Docket No. ER14-75 before the Federal Energy Regulatory Commission.</p> <p>In re: Possible executive session pursuant to La. R.S. 42:17 to discuss litigation and settlement strategy.</p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Holloway, and unanimously adopted, the Commission voted to enter executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to exit executive session.</p>
<p>Ex. 12</p>	<p>1) Reports Reports from Utilities on Storm Restoration Efforts and Hurricane Preparedness were provided by:</p> <p>Joseph Cotton, Pointe Coupee Electric Membership Corporation John Vranic, Dixie Electric Membership Corporation Wayne Phillips, Southwest Louisiana Electric Membership Corporation Mike Stafford, Washington-St.Tammany Electric Membership Corporation Kevin Reeves, Beauregard Electric Cooperative, Inc. James Lass, Cleco Power LLC Dennis Dawsey, Phillip May, and Kimberly Fontan, Entergy Louisiana, LLC and Entergy Gulf States Louisiana, L.L.C. Anthony Zeno, Southwestern Electric Power Company</p> <p>Report from Staff on hurricane preparedness given by: Jessica Kayuha</p> <p>2) Resolutions 3) Discussions 4) ERSC/OMS Business Discussion and possible vote to ratify the votes taken by Commissioner Skrmetta acting as the Commission's representative on the Board of Directors of the Organization of MISO States.</p> <p>On motion of Vice Chairman Angelle, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to ratify Commissioner Skrmetta's votes taken on April 16 and April 21, 2015, as the Louisiana Public Service Commission representative to the OMS Board of Directors.</p> <p>5) Directives <u>Directive to commission-jurisdictional utilities regarding obtaining access to servitudes for performing repairs at the request of Commissioner Skrmetta.</u></p> <p>Commissioner Skrmetta directs staff to research the LPSC's authority to establish rules needed to gain access to rear servitudes and servitudes of other public bodies in times of emergency.</p>
<p>Ex. 13</p>	<p>S-33392 - Community Utilities of Louisiana, Inc., Utilities, Inc., and Wastewater Treatment Systems & Operations, LLC, ex parte. In re: Request a letter of non-opposition to the proposed asset transfer of system assets of Wastewater Treatment Systems and Operations, LLC to Community Utilities of Louisiana, Inc. or its designee, a wholly-owned subsidiary of Utilities, Inc. in accordance with the Assets Purchase Agreement.</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 Skrmetta, and unanimously adopted, the Commission voted to accept Staff's Amended Recommendation filed into the</p>

record April 2, with modifications per Chairman Holloway's motion, which are as follows:

1. Provision 4 of shall be stricken in its entirety and Community Utilities of Louisiana Inc. or its designee, a wholly-owned subsidiary of Utilities Inc., will not be required to retain any employees of Wastewater Treatment Systems and Operations, LLC (WTSO).
2. All deposits paid to WTSO shall be credited to customers' current bills and any remaining funds shall be refunded directly to the customers within 30 days from the closing of the transaction.
3. United Professionals shall be paid \$21, 827.50 for consulting work performed in Docket U-32138, which shall be paid by CULI/UIIL from the proceeds of the sale to satisfy said debt owed by WTSO.
4. WTSO shall refund Wesley Sonnier the \$65 service charge placed on him for a service call that the district office initiated. Said refund shall come from the proceeds of the sale to be paid by CULI/UIIL o/b/o WTSO.

All other provisions per Staff's Amended Recommendation shall remain the same.

Ex. 14

S-33613 - Leatherman Creek Water System, ex parte. In re: Request for an increase in water rates (non-profit system).

In re: Discussion and Possible vote for interim rates, on motion of Commissioner Campbell.

At the request of Commissioner Campbell.

On motion of Commissioner Campbell, seconded by Chairman Holloway, and unanimously adopted, the Commission voted to approve the following interim rate increase for Leatherman Creek Water System:

For Residential Customers:

0-2,000 gallons	\$27.00 (\$5.00 increase)
Each additional 1,000 gallon	\$5.00 (\$1.50 increase)

For Commercial Customers:

0-10,000 gallons	\$52.00 (\$5.00 increase)
Each additional 1,000 gallon	\$5.00 (\$1.50 increase)

This interim rate shall be subject to the following conditions:

1. Refund with interest pending the Commission's decision on the Company's Application for rate increase, consistent with La. Const. Art. 4, Sec. 21;
2. The Company shall post a protective bond or security covering six months of the anticipated increase in revenues;
3. The Company shall file a revised rate schedule reflecting the interim rate increase; and
4. The Company shall work and cooperate with Commission Staff to timely provide Staff with the information necessary to complete the audit.

Ex. 15

S-33614 - East Central Vernon Water System, ex parte. In re: Request for a Letter of Non Opposition for the application of a loan through the Louisiana Drinking Water Revolving Loan Fund Program.

In re: Discussion and Possible vote on Request for Letter of Non Opposition, on motion of Chairman Holloway.

At the request of Chairman Holloway.

On motion of Commissioner Holloway, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to issue a letter of non opposition granting East Central Vernon Water System, Inc. permission to obtain a loan through the Louisiana Drinking Water Revolving Loan Fund Program in the amount of \$1,515,000 along with all other recommendations per Order S-33555 approved at the February 26, 2015 Business and

	Executive Session. This non opposition will amend and supersede the non opposition granted in Order S-33555.
Ex. 16	<u>Directive for Staff to research/study/investigate the retail load assignment between Entergy Gulf States Louisiana and Vinton Public Power authority and certain interstate contracted electric power supply arrangements at the request of Chairman Holloway.</u>

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to adjourn.

MEETING ADJOURNED

The next Business and Executive Session will be held on Wednesday, June 24, 2015 at 10:00 a.m. in New Iberia, Louisiana at the Sliman Theatre at 129 E Main St, New Iberia, LA 70560.