

LOUISIANA PUBLIC SERVICE COMMISSION
MINUTES FROM MAY 15, 2019
OPEN SESSION

MINUTES OF MAY 15, 2019 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE CHAIRMAN MIKE FRANCIS, VICE CHAIRMAN FOSTER CAMPBELL, COMMISSIONER LAMBERT BOISSIERE, COMMISSIONER ERIC SKRMETTA, COMMISSIONER CRAIG GREENE AND EXECUTIVE SECRETARY BRANDON FREY.

Open Session of May 15, 2019 convening at 9:04A.M., and adjourning at 10:38A.M., the Galvez Building, 602 North 5th Street, Baton Rouge, Louisiana, with the above-named members of the Commission and Executive Secretary Brandon Frey.

<p>Ex. 1</p>	<p>Chairman Francis acknowledged outside counsel Paul Zimmering’s 70th birthday.</p> <p>Commissioner Greene commented on his experience as a spectator at President Trump’s recent visit to the LNG facility in Hackberry, LA and that the facility is good for Louisiana.</p> <p>Chairman Francis commented on Louisiana’s Laine Hardy who is an American Idol Top 3 Finalist and brother of former LPSC employee, Brittany Banta.</p> <p>Commissioner Skrmetta commented that SEARUC will be held June 3, 4, and 5, 2019, in Gulf Shores, Alabama.</p>
<p>Ex. 2</p>	<p>T-34874 - Louisiana Public Service Commission vs. Charles Jacob dba Jake’s (Boutte, Louisiana). In re: Alleged violation of General Order dated August 05, 2016 and La. R.S. 45:171 and 180.1, while operating under LPSC authority 7386, for exceeding state prescribed rates, allegedly having occurred on or about March 12, 2018 through March 21, 2018.</p> <p>In re: Discussion and possible vote on ALJ Recommendation.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Campbell, and unanimously adopted, the Commission voted to adopt the ALJ recommendation as follows:</p> <ol style="list-style-type: none"> 1. Charles Jacob dba Jake's be found guilty of violating the Commission’s General Order dated August 5, 2016, for exceeding state-prescribed rates; 2. Charles Jacob dba Jake's be fined \$1,000.00, to be paid to the Commission within thirty (30) days of the date of issuance of an Order in this proceeding; 3. Charles Jacob dba Jake's be ordered to pay to the Commission a \$25.00 citation fee, within thirty (30) days of the date of issuance of an Order in this proceeding; and 4. Charles Jacob dba Jake's be ordered to refund the sum of \$4,262.02, payable in certified funds, to GoAuto Insurance Company, and to submit proof of the payment to the Commission’s Transportation Division within thirty (30) days of the date of the issuance of an Order in this proceeding.
<p>Ex. 3</p>	<p>T-35056 - Louisiana Public Service Commission vs. Justice Wrecker Service, Inc. (Monroe, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:1177 and General Order dated November 22, 2011 for failure to properly pay to the state a fee for the years 2000 through 2011, 2015, 2016, and 2017 for the inspection, control, and supervision of its business service and rates authorized in Common Carrier Certificate Number 6630.</p> <p>In re: Discussion and possible vote pursuant to Rule 57 to accept Affidavit and Stipulation executed by the Carrier.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Campbell, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take the matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted to approve the Affidavit and Stipulation executed on April 30, 2019 for fines and fees totaling \$525.00.</p>

<p>Ex. 4</p>	<p>U-35100 - Louisiana Water Company, ex parte. In re: Request for an increase in rates.</p> <p>In re: Discussion and possible vote on Uncontested Stipulated Settlement.</p> <p>Chairman Francis made a motion, seconded by Commissioner Greene, to adopt the Uncontested Stipulated Settlement.</p> <p>Commissioner Boissiere made a substitute motion to defer the Exhibit for 30 days, the motion was seconded by Vice Chairman Campbell, with Commissioner Skrmetta opposing.</p> <p>After discussion and hearing testimony from Mayor Pickett of Mansura, Louisiana and Billy Edrington and Peter Hollis, representatives from Louisiana Water Company, Vice Chairman Campbell withdrew his second. Commissioner Boissiere’s substitute motion failed for lack of a second.</p> <p>Chairman Francis’s original motion was then taken up and passed with Commissioners Skrmetta and Campbell concurring and Commissioner Boissiere abstaining.</p> <p>Commissioner Skrmetta directed Louisiana Water Company to provide the Commission, with a copy to Mayor Pickett, an analysis on the potential for expanding the filters on its system for removing the manganese from Cottonport’s water system, with a cost comparison of using the Avoyelles Parish water system to supply water to Mansura instead of Cottonport’s water system.</p>
<p>Ex. 5</p>	<p>U-34806 - Southwestern Electric Power Company, ex parte. In re: 2017 Test Year Formula Rate Plan Report.</p> <p>In re: Discussion and possible vote on SWEPCO’s Motion for Extension of Deadline to extend rate proceeding filing date.</p> <p>Vice Chairman Campbell made the following motion:</p> <p>Pursuant to Orders U-34199 and U-34675, SWEPCO is currently subject to a May 31, 2019 deadline for a Cost of Service review filing for base rate case for the test year ending in December 31, 2018. In light of the need to complete the 2017 FRP review, which includes the effects of the Tax Cuts and Jobs Act (“TCJA”), before the Cost of Service filing can be prepared and filed, and with SWEPCO making similar filings in other jurisdictions, SWEPCO has filed a Motion requesting that the date for filing the base rate case including the Cost of Service be extended from May 31, 2019 until on or before December 13, 2019. Staff does not oppose SWEPCO’s request for the extension. Accordingly, I hereby move that SWEPCO’s unopposed Amended Motion for Extension of Deadline in Orders U-34199 and U-32675 be granted, and that the deadline for SWEPCO’s base rate filing be revised to be on or before December 13, 2019.</p> <p>Vice Chairman Campbell’s motion was seconded by Commissioner Skrmetta and unanimously adopted.</p>
<p>Ex. 6</p>	<p>Docket No. TBD; Utilities Inc. of Louisiana Formula Rate Plan annual review filings for test years 2018, 2019, and 2020.</p> <p>In re: Discussion and possible vote to hire outside consultant.</p> <p>On motion of Vice Chairman Campbell, seconded by Commissioner Skrmetta, with Chairman Francis and Commissioner Boissiere concurring, and Commissioner Greene temporarily absent, the Commission voted to retain United Professionals Company to assist Staff for \$54,000 in fees and \$2,000 in expenses for a total not to exceed budget of \$56,000.</p>

<p>Ex. 7</p>	<p>R-35136 - Louisiana Public Service Commission, ex parte. In re: Rulemaking to Determine Need for Rate Schedules and Programs Offering Demand Response Products, Development of Such Rate Schedules and Programs, Determination of Customer Participation in Such Programs, Allocation and Recovery of Program Costs, and Whether Such Programs Shall be Mandatory or Voluntary for Utilities as set Forth in Section 3 of the Rule Adopted in the General Order Dated March 7, 2019 in Docket No. R-34948.</p> <p>In re: Update from Staff on the status of proceeding as required by the Commission General Order dated March 7, 2019 in Docket No. R-34948.</p> <p>LPSC Deputy General Counsel Melissa Watson reported that this docket was opened pursuant to the Commission’s directive. Notice of this docket was published in the March 8, 2019 Official Bulletin for a 25-day intervention period. Several parties intervened. Staff issued a Request for Information and Notice of Technical Conference. Responses are due back by June 6, 2019, and the Technical Conference is scheduled for June 26, 2019, in the Natchez Room.</p> <p>Commissioner Greene was temporarily absent for this exhibit.</p>
<p>Ex. 8</p>	<p>R-34246 - Louisiana Public Service Commission, ex parte. In re: Rulemaking to consider the appropriateness and potential scope of the Louisiana Public Service Commission’s review and pre-approval of utility contracts regarding the construction and/or acquisition of significant generation and transmission related assets.</p> <p>In re: Discussion and possible vote of Staff’s Report and Proposed Recommendation of Final Rule.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted to accept Staff’s Report and Recommendation of the Final Rule as filed into the record on April 5, 2019.</p>
<p>Ex. 9</p>	<p>R-34738 - Louisiana Public Service Commission, ex parte. In re: Proceeding to establish rules regarding electric utility tariff filings and related review, including site specific rate filings.</p> <p>In re: Discussion and possible vote on Staff’s Report and Recommendation of Final Rule.</p> <p>DEFERRED</p>
<p>Ex. 10</p>	<p>1) Reports -Staff status report regarding robocalls.</p> <p>Executive Secretary Brandon Frey gave a status report on the following measures being taken to control robocalls:</p> <ul style="list-style-type: none"> • NoMoRobo.com is a phone monitoring program that protects your phone from annoying Robocalls and telemarketers; the service is provided free for landlines that use VoIP and at a cost of \$1.99/month for mobile protection. • Congress recognizes this to be a big problem and held a hearing to address the issue on April 30, 2019. • The FCC will be distributing new information on its website regarding preventing Robocalls and Texts. LPSC will make this information available on both the commission’s website and its social media accounts. <p>Commissioner Skrmetta reported that he opened a dialogue with the Attorney General on enforcing harsher punishments for these persons when they are caught.</p> <p>2) Resolutions 3) Discussions</p>

4) ERSC/OMS/SPP

Discussion and possible vote to ratify the votes taken by Vice Chairman Campbell acting as the Commission's representative on the Regional State Committee of the Southwest Power Pool.

On motion of Commissioner Skrmetta, seconded by Commissioner Greene, with Chairman Francis and Commissioner Boissiere concurring, and Vice Chairman Campbell abstaining, the Commission voted to ratify Vice Chairman Campbell's votes taken on April 29, 2019 as the Louisiana Public Service Commission representative to the RSC of the Southwest Power Pool.

5) Directives

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 19, 2019, at 9:00A.M. at the Galvez Building in Baton Rouge, Louisiana.