

Louisiana Public Service Commission



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November 1, 2019

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VIA EMAIL

RFP 19-20

DOCKET NO. TBD, Atmos Energy Corporation, ex parte. In re: 2019 Rate Stabilization Clause filing for Trans Louisiana Gas rate division.

DOCKET NO. TBD, Atmos Energy Corporation, ex parte. In re: 2019 Rate Stabilization Clause filing for LGS Gas rate division.

To all LPSC qualified consultants:

Enclosed please find a Request for Proposals ("RFP") for **outside independent technical consultant** issued by the Louisiana Public Service Commission for the above referenced subject. If your firm is interested in submitting a proposal, please review the RFP carefully to determine whether your firm meets the specific requirements to qualify for this representation.

All Proposals must include a showing that your firm possesses the requisite qualifications and experience to represent the Commission in this matter. Also, please note that all Proposals, including the **original, plus (5) five copies, and an electronic copy** must be received on or before **Tuesday, December 3, 2019 at 4:30 p.m.** Selection of a consultant is anticipated to take place at the Commission's **December 18, 2019 Business and Executive Session.**

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Kathryn H. Bowman
Executive Counsel

Enclosure

RFP 19-20
LOUISIANA PUBLIC SERVICE COMMISSION
REQUEST FOR PROPOSALS (“RFP”)
November 1, 2019

DOCKET NO. TBD, Atmos Energy Corporation, ex parte. In re: 2019 Rate Stabilization Clause filing for Trans Louisiana Gas rate division.

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The Louisiana Public Service Commission (“Commission” or “LPSC”), in accordance with the requirements of the LPSC General Order dated November 10, 2014 regarding the selection of contract employees (the “Contract Order”), issues this Request for Proposals (“RFP”) to **outside consultants** who will assist the Commission in its review of the upcoming rate stabilization clause (“RSC”) annual filing(s) of the Trans Louisiana Gas (“Trans La”) and Louisiana Gas Service (“LGS”) rate divisions of Atmos Energy Corporation (“Atmos”). Qualifying proposals will be placed on the December 2019 Open Session agenda for Commission consideration.

I. Overview

In accordance with Order No. U-28814 Consolidated (corrected) dated July 19, 2006 and Order No. U-32987 dated June 30, 2014, Atmos will file its RSC filing for Trans La on or before December 31, 2019 and will file its annual RSC for LGS in March 2019, for the test years ending September 30 and December 31, 2019, respectively.

This RFP seeks an outside consultant to review the RSC annual filing(s) for both Trans La and LGS. Atmos is currently seeking authorization to consolidate its two (2) rate divisions into one.¹ However, at this time, Docket No. U-35122 is not concluded, therefore Atmos and Staff anticipate Atmos filing two (2) separate RSC annual filings for test year 2019. Should Docket No. U-35122 be resolved timely to allow Atmos to file one RSC annual filing for both rate divisions, it has indicated that it will. As such, this RFP anticipates a consultant for two (2) separate RSC annual filings for Atmos, one for Trans La and one for LGS.

II. Scope of Representation

All proposals shall include an outline of a plan of action for conducting the review of both test year filings. Additionally, the consultant must be prepared to assist Commission Staff in drafting and responding to discovery, preparing direct and cross-answering testimony, reviewing and analyzing stipulation terms, testifying before an administrative law judge, and conducting

¹ See Docket No. U-35122.

informal meetings with the parties as necessary. However, the Commission and its Staff shall have the right to determine how the tasks will be carried out. In addition, all proposals shall be accompanied by a professional firm resume indicating the qualifications and experience necessary to meet the requirements of this RFP. Deviations from the requirements contained herein, or conditional bid amounts may result in rejection of the bid as non-conforming.

III. Period of Representation

The time period estimated to complete the Scope of Representation is approximately 8-12 months. However, this is merely an estimate and the Commission makes no representations as to the accuracy of the Period of Representation.

IV. Minimum Requirements

To be considered, all applicants must meet the following minimum requirements in addition to those provided in the Commissions General Order dated November 10, 2014. Consideration will be given to factors such as educational background and achievement, practical experience in the field of public utility practice and similar practice before other state public utility commissions; in addition to the applicant's knowledge of Louisiana ratemaking standards, regulatory law, and formula rate plans.

Applicants shall at a minimum be qualified and prepared to render expert testimony, and be cross-examined, with respect to all of the issues addressed in this RFP and which are likely to arise in the proceeding, including but not limited to:

- A. Appropriate accounting standards and practices for natural gas public utilities, public utility accounting, and generally accepted auditing standards;
- B. The appropriate ratemaking adjustments to be made to the utility's accounting records;
- C. The determination and calculation of the appropriate rate base of a utility plant investment dedicated to providing service;
- D. Traditional cost-of-service and cost allocation methodologies supporting the revenue requirements among classes of customers;
- E. The cost allocation methodologies for the allocation of investment and expenses between affiliates, including the relationship of the holding company to its subsidiary operating companies, the transfer of investment and costs between operating companies, and the provision of services between affiliates;
- F. Cost of capital, including capital structure, cost of debt, cost of equity and rates of return;
- G. Just and reasonable costs and prudent investments associated with providing reliable

and quality service as recommended by NARUC;

H. Depreciation and taxation;

I. Prior applicable Commission Orders, including but not limited to: U-28814 Consolidated (corrected) dated July 19, 2006, Order No. U-32987; and

J. Docket No. U-35122.

All proposals shall include a plan of action, estimated timeline, and fees and costs associated with completing the scope of representation above. However, in the event an applicant is chosen, the Commission and its Staff shall have the right to determine how the tasks will be carried out. In addition, all proposals shall demonstrate that the Applicant has the qualifications and experience necessary to meet the requirements of this request for proposals. Applicants will only be considered if proposals meet all of the requirements of this request for proposals and the Commission's Contract Order.

V. Estimate of Costs

All proposals shall include fees and costs associated with consulting in both dockets. This will result in one proposal; however, because the RFP is for two separate dockets, please provide a breakdown within the proposal of the work estimates for each docket. All applicants responding to this RFP shall quote their rates on an hourly basis and submit a total budget, and shall separate professional fees from costs. However, applicants shall only be allowed to charge for actual hours of work performed and costs incurred. If selected, Applicant cannot charge over the budget approved by the Commission. Furthermore, once selected, an applicant's hourly rates and budget shall not be altered except by formal approval of the Commission.

VI. Conflict of Interest

Applicants shall prominently and separately disclose current, as well as past employment, which could possibly result in a conflict of interest. In addition, applicants shall disclose matters in which they currently represent clients before the Commission.

VII. Billing Guidelines

As required by the November 10, 2014 General Order, all bills will be rendered monthly and shall specifically identify and describe all work performed, the person performing such work, the time and charge for such work, and shall additionally show the total amount billed to date and the authorized original estimate. Bills will be rendered in strict accordance with the Commission's guidelines. Expenses shall also be separately disclosed with proof of such expenses attached.

Expenses, where applicable, shall be reimbursed at state authorized rates as specified in the Travel Policies and Procedures Memorandum issued by the State of Louisiana, Division of

Administration in effect at the time such expenses are incurred (“Allowable Expenses”). Any expenses that exceed the Allowable Expenses shall be borne by the contract employee and shall not be reimbursed by either the Commission, or the correspondent utility, unless otherwise specified by the Commission.

VIII. Reservation of Rights

The LPSC reserves the right to reject any and all proposals, to amend and/or supplement this RFP at any time, and to consider proposals or modifications thereof received at any time prior to LPSC vote at Open Session, if such action is found by the LPSC to be in the public interest. Pursuant to the General Order regarding the selection of contract employees, the LPSC has the right to accept other than the lowest offer with regard to price. In addition, there is also no assurance, express or implied, that an award will necessarily be made pursuant to this RFP.

IX. Submission of Proposals

Interested parties should submit the **original (hard copy), 5 copies, and e-mail an electronic copy** of the proposal to:

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Louisiana Public Service Commission
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P.O. Box 91154
Baton Rouge, Louisiana 70821-9154
Phone: (225) 342-9888
Fax: (225) 342-5610
Email: kathryn.bowman@la.gov

To be considered, an original, five copies, and the electronic copy of the proposal must be received on or before **December 3, 2019**. **Selection of consultants is anticipated to take place at the Commission’s December Business and Executive Session, which is currently scheduled for December 18, 2019 in Baton Rouge, Louisiana.** Information concerning billing procedures and the Commission’s RFP policy may be obtained from the address listed above, or by calling (225) 342-9888.