



Louisiana Public Service Commission

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Deputy Undersecretary

September 22, 2025

VIA EMAIL ONLY

RFP 25-10 – Docket No. T-37136, Cantium, LLC vs. Rosefield Fourchon Operating, LLC. In re: Complaint against Rosefield for transportation and terminaling of crude oil as a Common Carrier without a tariff on file with the Commission at rates that are excessive and request that Rosefield pay reparations, refunds and damages for charges above just and reasonable rates.

To all LPSC qualified outside consultants:

Enclosed please find a Request for Proposals (“RFP”) for an **outside consultant** issued by the Louisiana Public Service Commission. If your firm is interested in submitting a proposal, please review the RFP carefully to ensure you adhere to the requirements contained therein, as well as to determine whether your firm meets the specific requirements of the RFP. All Proposals must include a showing that your firm possesses the requisite qualifications and experience to represent the Commission in this matter. Please note that deviations from the requirements contained in the RFP, or conditional bid amounts, shall result in the rejection of a proposal as non-conforming.

All Proposals, including the original, plus (2) two copies, and an electronic copy must be received on or before Monday, October 13, 2025. Selection of consultants is anticipated to take place at the Commission’s October 2025 Business and Executive Session. If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Kathryn Bowman
Executive Counsel

Encl.

cc: Brandon M. Frey, Executive Secretary
T. Paul Rachal, Staff Attorney

RFP 25-10
LOUISIANA PUBLIC SERVICE COMMISSION
REQUEST FOR PROPOSALS (“RFP”)
September 22, 2025

Docket No. T-37136, Cantium, LLC vs. Rosefield Fourchon Operating, LLC. In re: Complaint against Rosefield for transportation and terminaling of crude oil as a Common Carrier without a tariff on file with the Commission at rates that are excessive and request that Rosefield pay reparations, refunds and damages for charges above just and reasonable rates.

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 Commission Staff in the review of an upcoming application by Rosefield Fourchon Operating, LLC seeking Commission approved rates for services.

Consideration of qualifying bids received in response to RFP 25-10 are anticipated to be on the Commission’s October 2025 Business and Executive Session. Should an Applicant be selected at the Commission’s B&E, this RFP and the Applicant’s proposal shall constitute the contract between the parties, including all terms and conditions. The Commission will not accept new terms, conditions, or proposals once an Applicant has been retained.

Please note, deviations from the requirements contained herein, or conditional bid amounts, shall result in rejection of the bid as non-conforming.

I. Overview

The instant docket was initiated as a complaint by Cantium alleging Rosefield was operating as a common carrier without having an approved tariff on file with the Commission. Rosefield filed an opposition to the complaint, along with exceptions for lack of subject matter jurisdiction and no right of action. After a hearing on the exceptions, the Administrative Law Judge (“ALJ”) issued a Ruling on the Exceptions finding that, based on the facts presented, Rosefield was a common carrier subject to the Commission’s jurisdiction.¹ The Commission heard oral argument at the April 2025 B&E, and at the May 2025 B&E affirmed the ALJ’s Ruling. Order No. T-37136 was issued June 4, 2025 memorializing the Commission’s determination that Rosefield is a common carrier subject to its jurisdiction.

Rosefield timely filed an appeal of Order No. T-37136 and has sought a stay of Docket No. T-37136; however, as of this RFP, a stay has not been granted. In fact, the ALJ has sought a proposed procedural schedule from the parties (Rosefield, Cantium, and Staff) in order to proceed with determining a just and reasonable rate for Rosefield’s services. It is anticipated that the procedural schedule will be similar to a traditional rate-making proceeding at the Commission.

¹ Filed into the record on December 3, 2024.

This RFP seeks to hire a consultant to assist Commission Staff in reviewing Rosefield's testimony providing justification that its rates are just and reasonable. Applicants will be assisting Commission in-house Staff (Legal, Transportation, and Auditing Divisions) in reviewing the Rosefield's testimony and providing a recommendation to the Commission.

II. Scope of Representation

In assisting Staff, Applicants will review the application (including direct testimony, any supporting documentation, financial statements, and associated cost models); draft data requests and review responses thereto; potentially participate in informal meetings with Staff and Rosefield, Staff and Cantium, or Staff, Rosefield and Cantium; assist in drafting a recommendation(s), including testimony, to the Commission regarding Rosefield's rates; review and respond to any rebuttal testimony; assist in preparing any necessary direct and cross-answering testimony; assist in trial preparation, including cross-examination of witnesses and drafting pleadings and motions related thereto; and review and analyze potential stipulation terms. Applicants shall assume this matter will result in a contested proceeding.

Additionally, the Applicant shall be available to participate in meetings, conference calls, status conferences, hearings, and other conferences with the Commission and its Staff, as well as attending any B&E(s) that Staff deems necessary.

The scope of work provided herein shall continue through the conclusion of the docket, including Commission consideration of the request at a B&E, or B&Es.

All proposals shall include an outline of a plan of action for conducting the review of the application, including the activities described above. The Commission and its Staff shall have the right to determine how the tasks will be carried out, including setting internal deadlines if necessary to ensure all work is completed timely. Please note that the use of ChatGBT or any other AI type platform is prohibited when performing a review of any information designated as confidential under Commission Rule 12.1.

In addition, all proposals shall be accompanied by a professional firm resume indicating the qualifications and experience necessary to meet the requirement of this RFP, including experience with certification proceedings with particular focus on the approval of uprates for nuclear units.

III. Period of Representation

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

IV. Minimum Requirements

To qualify, all Applicants must have requisite knowledge of the topics listed below, in addition to those provided in Commission's Contract Order. Consideration will be given to factors which indicate degrees of competence such as the amount of practical experience in the field of public

utility practice, similar practice before this or other regulatory agencies, in addition to the Applicant's knowledge and experience regarding ratemaking for common carrier pipelines.

Applicants shall be qualified and prepared to draft and 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 and be qualified and prepared to render testimony at a hearing and/or a B&E regarding the same and have knowledge of:

- 1) Commission General Order dated March 9, 2015 (Docket No. R-33390), Louisiana Public Service Commission, ex parte, In re: *Rules Applicable to Common Carrier Petroleum Pipelines*, and in particular, Section 4.
- 2) Analyzing the operations, books, and records of utility companies, particularly common carrier pipelines, for the purpose of setting just and reasonable rates.
- 3) Appropriate accounting standards and practices for common carrier pipelines; and
- 4) Familiarity with just and reasonable costs and prudent investments associated with providing reliable and quality service.

V. Estimate of Costs

Applicants shall provide an overview of the estimated costs in the summary of the bid proposal. All proposals shall include fees and direct costs in order to provide the services described above. Applicants responding to this RFP shall quote their rates on an hourly basis, and shall submit a total budget, separating professional fees from direct costs.

Applicants shall only be allowed to charge for actual hours of work performed and costs incurred. 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. Potential conflicts could include, but are not to be limited to, employment with regulated utilities, affiliates of regulated utilities, consumer advocacy groups, or any other party that comes before the Commission. 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 to the Commission 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. Pursuant to La. R.S. 45:1180, Rosefield is the ultimate responsible party for payment of services provided pursuant to this RFP; therefore, timely submittal of invoices to the Commission facilitates timely payments to Applicant.

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 any offer and does not have to accept the lowest bid amount. 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), 1 copy, and e-mail an electronic copy** of the proposal to:

Kimberly N. O'Brian
Kathryn H. Bowman
Louisiana Public Service Commission
602 North Fifth Street (Galvez Building) (70802)
P.O. Box 91154
Baton Rouge, Louisiana 70821-9154
Phone: (225) 342-9888
Fax: (225) 342-5610
Email: kim.obrian@la.gov
kathryn.bowman@la.gov

To be considered, all proposals must be received on or before **Monday, October 13, 2025 by 4:30 pm**. Selection of consultants is anticipated to take place at the Commission's October 2025 Business and Executive Session, which is currently scheduled for Thursday, October 23, 2025 in New Orleans. Information concerning billing procedures and the Commission's RFP policy may be obtained from the address listed above, or by calling (225) 342-9888.