

**TRANSCRIPT OF THE LOUISIANA PUBLIC SERVICE COMMISSION BUSINESS
AND EXECUTIVE OPEN SESSION HELD ON JANUARY 14, 2026 IN BATON ROUGE,
LOUISIANA. PRESENT WERE: CHAIRMAN MIKE FRANCIS, VICE CHAIRMAN
ERIC SKRMETTA, COMMISSIONER DAVANTE LEWIS, COMMISSIONER JEAN-
PAUL COUSSAN, AND COMMISSIONER FOSTER CAMPBELL.**

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2 **BUSINESS AND EXECUTIVE OPEN SESSION HELD ON JANUARY 14,**
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4 **MIKE FRANCIS, VICE CHAIRMAN ERIC SKRMETTA,**
5 **COMMISSIONER DAVANTE LEWIS, COMMISSIONER JEAN-PAUL**
6 **COUSSAN, AND COMMISSIONER FOSTER CAMPBELL.**

7 **CHAIRMAN MIKE FRANCIS:** Call our meeting to order. If y'all will stand
8 up, please. Looks like we've got all the Catholics up front and all the Baptists back
9 there in the back, huh? Y'all can move on up if you want to. It won't hurt anything.
10 All right. I think the order of business here. This is our first meeting. January of
11 2026. And let's ask the Lord to bless this meeting and this year.

12 **[CHAIRMAN MIKE FRANCIS LEADS IN PRAYER]**

13 **CHAIRMAN FRANCIS:** Ask Commissioner Skrmetta, do the pledge.

14 **[VICE CHAIRMAN ERIC SKRMETTA LEADS IN THE PLEDGE]**

15 **CHAIRMAN FRANCIS:** All right. Y'all can be seated. Got some
16 announcements. I think --

17 **VICE CHAIRMAN ERIC SKRMETTA:** I have one.

18 **CHAIRMAN FRANCIS:** Commissioner Skrmetta.

19 **VICE CHAIRMAN SKRMETTA:** Let's see, I'd like to welcome Chris Martel,
20 who's the new director of regulatory affairs for SWEPCO. Chris, you want to stand
21 up so everybody can mark you? Anyway, welcome to the Commission.

22 **CHAIRMAN FRANCIS:** Anybody else? Okay. Commissioner Lewis.

1 **COMMISSIONER DAVANTE LEWIS:** Thank you, Mr. Chairman. First, I
2 want to send congratulations to the 63rd mayor of the city of New Orleans, Helena
3 Moreno, who was sworn in this Monday. I've worked with Mayor Moreno from
4 her time in the legislature to her time in the city council. I look forward to her
5 success and continue working with her as the 63rd mayor of the city of New Orleans.
6 I also send congratulations and warm wishes to the new members of the council,
7 especially those who will join the Utilities Committee. Councilman Morrell will
8 continue to lead that committee, and I welcome Councilwoman McCarron,
9 Councilman Hughes, and Councilman Willard to the Utilities Committee. It's
10 important that this Commission and that committee be in contact and coordination
11 with each other, especially on issues pertaining to transmission and generation for
12 the city, and so look forward to working with them. I wanted to publicly, at this
13 meeting, congratulate them on their elections and being sworn in on Monday. I
14 look forward to working with them. Secondly, Mr. Chairman, I, yesterday, hosted
15 a town hall with three members of the East Baton Rouge Metro Council on Delta
16 Utilities. As we know, we approved that acquisition about a year ago, and there's
17 been a lot of questions and concerns from constituents, particularly here in East
18 Baton Rouge Parish as along with the Orleans Parish within my district. I want to
19 thank Delta Utilities for participating last night and staying throughout the entire
20 program to talk with each of my constituents individually about their bills.
21 However, we did hear a lot of concerns around customer service, about calls not
22 being answered, about services that are being put in the system that are not being
23 maintained. So I would request that Delta Utilities come before the Commission in

1 February to provide information about how they plan to rectify this situation. What
2 are their new steps for customer service? I would also welcome, since we've had
3 not had him before the Commission, the CEO of Delta, now that they are a few
4 months into operation, to provide an overview, since they are a new gas company.
5 I've talked with the council here in East Baton Rouge and the council in New
6 Orleans. We will have more of these town hall and events, but those are just some
7 of the concerns that I told my constituents last night that I would bring up here.
8 And so I look forward to working with Delta and hopefully have them on the agenda
9 in February. Thank you, Mr. Chairman.

10 **CHAIRMAN FRANCIS:** Commissioner Coussan.

11 **COMMISSIONER JEAN-PAUL COUSSAN:** Thank you, Mr. Chairman. With
12 respect to Commissioner Lewis, I also want to congratulate the new city council
13 members in New Orleans, the new mayor, and the continuation of the chairmanship
14 by Senator -- former Senator Morrell. But since half of the city council served in
15 the legislature with me, they said that they'd be contacting me first about their
16 issues.

17 **COMMISSIONER LEWIS:** Good. Thank you.

18 **COMMISSIONER COUSSAN:** So I'll take that off your back. Okay?

19 **COMMISSIONER LEWIS:** Pleasure's all mine.

20 **COMMISSIONER COUSSAN:** Secondly, Mr. Chairman, I just want take a
21 moment and publicly thank you for being an outstanding Chairman over the last
22 year. You've been a great mentor to me in my first year on the Commission.
23 You've been an outstanding leader. Your prayers to start our mornings are

1 inspirational. And so from the committee here, standing before you, and with the
2 audience, we'd all like to thank you for being the Chairman for the last year.

3 **CHAIRMAN FRANCIS:** It's been my pleasure most of the time. All right.
4 Okay. Any other announcements? Hearing none --

5 **SECRETARY BRANDON FREY:** Staff has some. I did want to say, I know
6 some people in the back say -- are saying they're having a hard time hearing. We're
7 going to do what we can, but, you know, I might echo what the Chair said. You
8 might want to move up to the front. I don't really hear the noise up here that y'all
9 are hearing back there. There's a meeting going on behind us. It's pretty rowdy, it
10 sounds like, so.

11 **CHAIRMAN FRANCIS:** Yeah. If you're a good Baptist, move on up front here
12 so you can hear.

13 **MS. KATHRYN BOWMAN:** We do have some announcements related to the
14 agenda. So there's a couple of items that are deferred. Those are Exhibits 7, 9, and
15 the directive by Commissioner Lewis under 13. Seven, 9, and the directive under
16 13, and then Exhibit 8 has been pulled.

17 **COMMISSIONER FOSTER CAMPBELL:** What'd you say about 7, 9, and 8?

18 **MS. BOWMAN:** Seven, 9, and 13 have been deferred to next month, and then 8
19 has been pulled.

20 **CHAIRMAN FRANCIS:** We got a pretty thin agenda here this morning.

21 **MS. BOWMAN:** Pretty light for January.

22 **CHAIRMAN FRANCIS:** All righty.

23 **MS. BOWMAN:** And so if there's no other announcements, we can --

1 **CHAIRMAN FRANCIS:** All right. We'll go to Exhibit Number 2. And I'd like
2 to make a motion for the next Chairman for this year 2026. I'd like to make a
3 motion that we elect Commissioner Skrmetta as the new Chair for this year.

4 **COMMISSIONER COUSSAN:** I'll second.

5 **CHAIRMAN FRANCIS:** And a second by Commissioner Coussan. Is there any
6 discussion or objection?

7 **COMMISSIONER CAMPBELL:** I object.

8 **CHAIRMAN FRANCIS:** Okay. We got an objection from Commissioner
9 Campbell. We'll have a roll call vote on this Chairmanship. Commissioner Lewis.

10 **COMMISSIONER LEWIS:** No.

11 **CHAIRMAN FRANCIS:** Commissioner Campbell.

12 **COMMISSIONER CAMPBELL:** No.

13 **CHAIRMAN FRANCIS:** Commissioner Coussan.

14 **COMMISSIONER COUSSAN:** Yes.

15 **CHAIRMAN FRANCIS:** Commissioner Skrmetta, do you --

16 **VICE CHAIRMAN SKRMETTA:** Yes.

17 **CHAIRMAN FRANCIS:** You vote yes for yourself?

18 **VICE CHAIRMAN SKRMETTA:** Yes, sir.

19 **CHAIRMAN FRANCIS:** And the Chair votes yes, so it's three to two. So
20 congratulations to the new Chairman.

21 **VICE CHAIRMAN SKRMETTA:** Would you like to continue through the
22 meeting today?

1 **CHAIRMAN FRANCIS:** I'll take care of it. It's going to be a big, long one,
2 looks like. All right. Having the new Chairman in place, let's look at Exhibit
3 Number 3 is the Vice Chair. Do we have a --
4 **VICE CHAIRMAN SKRMETTA:** A motion from Commissioner Skrmetta to
5 nominate Commissioner Coussan as Vice Chair.
6 **COMMISSIONER CAMPBELL:** I'll second.
7 **CHAIRMAN FRANCIS:** Commissioner -- Vice Chair is --
8 **COMMISSIONER CAMPBELL:** I'll second.
9 **CHAIRMAN FRANCIS:** And seconded by Commissioner Campbell. And is
10 there any objection to this nomination? [NONE HEARD] Hearing none, you got
11 it, brother.
12 **COMMISSIONER COUSSAN:** Thank you.
13 **CHAIRMAN FRANCIS:** You're Vice Chair for 2026. Congratulations.
14 **COMMISSIONER COUSSAN:** Bipartisan Vice Chair.
15 **CHAIRMAN FRANCIS:** That's right. Across the board. All right. The next
16 one is -- we're looking at the -- all the RTO positions. I would like to make a
17 motion that -- I ball them all up at one time. Can I do that?
18 **MS. BOWMAN:** Yes, sir.
19 **CHAIRMAN FRANCIS:** For 4, 5 and 6. And I'd like to make a motion that we
20 select Chairman -- now Chairman Eric Skrmetta to handle those three positions.
21 Can I get a second on that?
22 **COMMISSIONER COUSSAN:** I'll take -- I'll second.

1 **CHAIRMAN FRANCIS:** Seconded by Commissioner Coussan. Is there any
2 objection or any discussion about this? [NONE HEARD] Hearing none,
3 Commissioner Skrmetta, you got three new jobs now.

4 **VICE CHAIRMAN SKRMETTA:** I'll take the load.

5 **CHAIRMAN FRANCIS:** All right. Well, we're going onto -- what? It's Number
6 7 now?

7 **MS. BOWMAN:** So 7, 8, and 9 are off for today. So the first item for you guys
8 to consider is under Exhibit 10.

9 **CHAIRMAN FRANCIS:** All right.

10 **MS. BOWMAN:** Which is Docket Number U-37801. This is Entergy's
11 application for approval to acquire the Cottonwood Generation Facility, including
12 cost recovery. It's a discussion and possible vote to hire an outside consultant.
13 Staff issued an RFP to get in a consultant for this application and received one
14 qualifying bid from United Professionals Company in the amount of 78,000 in fees
15 and 2,000 in expenses for a total budget not to exceed of \$80,000. Staff makes no
16 recommendation as the sole bidder is qualified.

17 **VICE CHAIRMAN SKRMETTA:** Move to approve.

18 **COMMISSIONER LEWIS:** Second.

19 **CHAIRMAN FRANCIS:** Move to approve by Commissioner Skrmetta and
20 seconded by Commissioner Lewis. Is there any other discussion or question about
21 this? [NONE HEARD] Hearing none, there's no objection, it's passed.

22 **MS. BOWMAN:** Exhibit Number 11 is undocketed. This is the general
23 solicitation of United Professionals Company for the Commission's Lightning

1 Initiative. It's a discussion and possible vote to retain United Professionals
2 Company. At the Commission's December 2025 B&E, the Commission issued its
3 Lightning Initiative, and while the number of jurisdictional electric utilities seeking
4 to have preliminary conversations with Staff is unknown at this time, Staff can
5 confirm it has already been contacted by some utilities to initiate discussions related
6 to anticipated certification proceedings that could utilize the Commission's
7 Lightning Initiative. UPC recently assisted Staff with the certification of new
8 generation and transmission for a large load customer of Entergy Louisiana. That
9 certification is the only proceeding that could have utilized the Lightning Initiative
10 had it been adopted at that time. Given UPC's knowledge of large load customers,
11 as well as the parameters included with the Lightning Initiative, Staff solicited UPC
12 pursuant to the Commission's General Order dated November 10, 2014, Section V,
13 which allows for a solicitation of a consultant without specifying the total estimated
14 budget. In those scenarios, discounted hourly rates are to apply. Based on that
15 solicitation, UPC provided a budget of discounted hourly rates -- excuse me -- of
16 \$80 to \$255 for any initial utility-initiated discussions. And should any of those
17 dockets be opened seeking certification of new generation and/or transmission,
18 UPC has proposed discounted hourly rates of \$255 to \$295. With certification
19 proceedings, UPC will provide an annual estimated budget. Staff recommends that
20 the Commission retain UPC for general consultation services with jurisdictional
21 utilities regarding the Lightning Initiative at hourly rates of \$80 to \$255 and at hourly
22 rates of \$255 to \$295 for any certification proceeding filed seeking to utilize the
23 Lightning Initiative.

1 **VICE CHAIRMAN SKRMETTA:** Move to approve --

2 **COMMISSIONER COUSSAN:** Second.

3 **VICE CHAIRMAN SKRMETTA:** -- Staff recommendation.

4 **CHAIRMAN FRANCIS:** Staff recommendation -- motion by Commissioner

5 Skrmetta, seconded by Commissioner Coussan. Is there any discussion or

6 objection to that? [NONE HEARD] Hearing none, Number 11 is passed.

7 **MS. BOWMAN:** Exhibit Number 12 is a to be determined docket with Atmos

8 Energy regarding their application for renewal of a rate stabilization clause. It's a

9 discussion and possible vote to hire outside engineering consultant. Staff issued an

10 RFP and received one qualifying bid from Clear Valley Advisors for 69,500 in fees

11 and 6,750 in expenses, for a total budget not to exceed of \$76,250. Staff makes no

12 recommendation as the sole bidder is qualified.

13 **VICE CHAIRMAN SKRMETTA:** Move to approve the recommendation.

14 **COMMISSIONER LEWIS:** Second.

15 **CHAIRMAN FRANCIS:** Move to approve by Commissioner Skrmetta, seconded

16 by Commissioner Lewis. Is there any discussion or questions? [NONE HEARD]

17 Hearing none, 12 is passed.

18 **MS. BOWMAN:** Exhibit 13 is undocketed. This is our reports, resolutions, and

19 ratifications. We have two ratifications this month. The first is discussion and

20 possible vote to ratify a vote taken by Commissioner Skrmetta acting as the

21 Commission's representative on the board of directors of the Organization of MISO

22 States and this vote was taken on December 12, 2025. Staff followed the protocols

23 set forth in Special Order 17-2019 to consult the Executive Secretary and the Chair

1 to make a recommendation to Vice Chairman Skrmetta prior to the vote. The
2 protocols also require the vote be ratified. OMS sought approval to join an
3 intervenor brief in D.C. Circuit Case Number 25-1045, which relates to an appeal
4 of FERC orders regarding the refund periods and amounts for the wholesale
5 authorized return on equity for MISO transmission owners. The brief was joined
6 by the Commission and supported a longer refund period and greater customer
7 refunds. Staff recommends that the Commission ratify Vice Chairman Skrmetta's
8 vote taken on December 12, 2025.

9 **VICE CHAIRMAN SKRMETTA:** Skrmetta abstains.

10 **CHAIRMAN FRANCIS:** I'll make a motion that we accept the decision of the
11 RTO representative.

12 **COMMISSIONER COUSSAN:** I'm going to second.

13 **CHAIRMAN FRANCIS:** And seconded by Commissioner Coussan. Is there any
14 other discussion or opposition? [NONE HEARD] Hearing none, it's approved.

15 **MS. BOWMAN:** The second ratification under Exhibit Number 13 is discussion
16 and possible vote to ratify interventions of the Commission in RTO-related or other
17 FERC regulatory proceedings. Pursuant to the scope of work approved in
18 connection with retention of United Professionals and Dana Shelton, Noel Darce,
19 and Justin Swaim at the February 24, 2021 Business and Executive Session for
20 MISO, SPP, and ERSC participation, and due to the short deadlines allowed for
21 interventions, if advanced Commission approval is not possible, the Executive
22 Secretary can authorize the interventions, comments, and protests, subject to
23 ratification. Interventions were filed on the Commission's behalf in seven FERC

1 dockets for purposes of monitoring issues related to MISO and/or SPP or other
2 FERC proceedings. Staff recommends that the Commission ratify the actions taken
3 in FERC Docket Numbers ER26-590, ER26-677, EL26-35, ER26-763, the Docket
4 Clean Wisconsin versus FERC, Advanced Energy United versus FERC, and
5 Louisiana Public Service Commission versus FERC.

6 **VICE CHAIRMAN SKRMETTA:** Move to ratify the list provided by Staff
7 Counsel.

8 **CHAIRMAN FRANCIS:** And I'll second that. Is there any discussion or
9 opposition? [NONE HEARD] Hearing none, it's approved.

10 **MS. BOWMAN:** Exhibit 14 is undocketed. This is the Commission's retention
11 of Stone Pigman Walther Wittmann L.L.C. as outside counsel. It's a discussion
12 and possible vote to ratify the Executive Secretary's authorization to transfer
13 Commission files. This is at the request of Chairman Francis. On January 5 of this
14 year, the Commission was provided notice that three of the Commission's long-
15 standing outside counsel, Noel Darce, Dana Shelton, and Justin Swaim, have
16 elected to leave the Stone Pigman law firm to join the Fishman Haygood law firm.
17 Additionally, on January 6, 2026, the Executive Secretary received a letter from
18 Stone Pigman advising of not only the three attorneys' departure from the firm as
19 of January 8 of this year, but also notification that Stone Pigman no longer intends
20 to continue representation of the Commission. Based upon Stone Pigman's request
21 for authorization to transfer Commission files to Fishman Haygood, the Executive
22 Secretary authorized such transfer on January 7, 2026, to ensure continued legal
23 representation and to avoid any delay in current pending dockets. Staff

1 recommends that the Commission elect to maintain the services of Noel Darce,
2 Dana Shelton, and Justin Swaim at the Fishman Haygood law firm. Continuation
3 of representation will occur under the currently approved scopes of services,
4 budgets, and hourly rates for Commission Docket Numbers R-34026, R-34029, R-
5 34247, R-34754, R-34758, R-35135, R-35136, S-37426, U-29203, U-30981, U-
6 32764, U-33244, U-33434, U-34283, U-34401, U-34794, U-35807, U-35991, U-
7 36103, U-36133, U-36174, U-36190, U-36514, U-36515, U-36516, U-36959, U-
8 37143, U-37371, U-37425, U-37441, 37467, 37527, 37537, 37538, 37563, 37594,
9 37595, 37769, 35826, 37389, and 37771. Along with Commission dockets, the
10 Staff also recommends that the Commission elect to retain the services of Noel
11 Darce, Dana Shelton, and Justin Swaim for all Federal Energy Regulatory
12 Commission proceedings under the same scope of services and current hourly rates.
13 So the whole recommendation is that Staff recommends that the Commission retain
14 the services of Noel Darce, Dana Shelton, and Justin Swaim under the currently
15 approved scopes of work, budgets, and hourly rates for all open dockets to which
16 they are currently hired at the Commission, as well as the dockets the Commission
17 is currently participating in at FERC. Staff further recommends that the
18 Commission ratify the Executive Secretary's authorization to transfer all
19 Commission files from the law firm of Stone Pigman to the law firm of Fishman
20 Haygood.

21 **SECRETARY FREY:** If we can just add one thing, I think we've covered them
22 all. It's a lot of dockets. But in the event we missed one, I think the

1 recommendation is broad enough that all existing dockets on which they're
2 retained, so [CROSSTALK] --

3 **VICE CHAIRMAN SKRMETTA:** Move to approve Staff recommendation.

4 **COMMISSIONER CAMPBELL:** Can I ask a question?

5 **CHAIRMAN FRANCIS:** And Chair will second that. So a question by
6 Commissioner Campbell.

7 **COMMISSIONER CAMPBELL:** This is a lot of movement. How about
8 explaining it to me?

9 **SECRETARY FREY:** You want to give it a shot? Or, I mean, I can explain it,
10 too. So I think the main thing is in all of these dockets, the Commission has
11 previously voted to retain Stone Pigman.

12 **COMMISSIONER CAMPBELL:** Right.

13 **SECRETARY FREY:** However, it wasn't the firm as a whole.

14 **COMMISSIONER CAMPBELL:** How long has that been going on? I know it's
15 been going on more than 20 years.

16 **MS. BOWMAN:** I mean, they've been -- Stone Pigman's --

17 **SECRETARY FREY:** They've been representing the Commission probably since
18 -- I mean, it predates me, but I would say probably since the mid '70s. Mid to late
19 '70s I think is when they started representing the Commission. And it's been a
20 series obviously. Mr. Fontham and Zimmering are no longer -- well, Mr.
21 Zimmering passed away. They're no longer with the firm. So it's been Noel, Dana,
22 and Justin for the last couple years at least. But they've worked on all those dockets
23 and with the change of them leaving the firm, we were contacted by both them and

1 the firm. The firm does not want to continue. There's no one else at the firm that
2 does the PSC work, so they were okay with releasing all of the work to those three
3 lawyers. So we signed that letter -- I guess that was a week or so ago. They've
4 turned over all the files that were Stone Pigman files to those three lawyers. So it's
5 just going to continue the status quo. Any bids going forward would be handled
6 differently. There would be no Stone Pigman bidding, it would be Fishman
7 Haygood. And they've already been added to our list of counsel, so it's just
8 essentially maintaining status quo for now.

9 **VICE CHAIRMAN SKRMETTA:** So you have a motion from me to approve.

10 **MS. BOWMAN:** And a second from Commissioner Francis.

11 **VICE CHAIRMAN SKRMETTA:** Okay. I didn't hear him. So there you go.

12 **CHAIRMAN FRANCIS:** So we have a motion and a second. Is there any other
13 discussion? [NONE HEARD] Hearing none, this one is approved. And a point of
14 privilege, just a second. My Staff Assistant Eric Duplechain is out with a -- for a
15 funeral today, and so standing in his place is world-famous Clint Person. Okay. So
16 thank you, Clint, for your safe travel over. Okay. All right. Next --

17 **SECRETARY FREY:** I noticed Clint's not dressed as colorful as he was last
18 meeting though.

19 **VICE CHAIRMAN SKRMETTA:** It got cold.

20 **MS. BOWMAN:** So Exhibit Number 15 is Docket X-37566. This is the
21 Commission's annual resource adequacy demonstrations pursuant to General Order
22 dated July 16 of 2024, which is the MCO Order. Discussion and possible vote on
23 Staff's annual report on Louisiana's resource adequacy, and this was at the request

1 of Chairman Francis. Pursuant to the Commission's MCO Order, Louisiana load
2 serving entities are required to make an annual filing with the Commission by May
3 1 of each year, demonstrating they have met the resource adequacy requirements
4 of said order. The resource adequacy demonstration is that each load serving entity
5 has sufficiently planned to procure capacity resources equal to at least 90% of its
6 applicable planning reserve margin requirement over a four-year planning horizon.
7 Staff filed its preliminary report on October 10, 2025 identifying eight jurisdictional
8 load serving entities not in compliance with the requirements of MCO based upon
9 their respective 2025 demonstrations. However, between Staff's preliminary report
10 and Staff's annual report filed on December 15, 2025, all eight load serving entities
11 provided Staff with additional information to either show that the utilities had
12 complied with the MCO Order, or they were working to or had become compliant
13 with the MCO Order. In addition to finding all jurisdictional load serving entities
14 in compliance with the MCO Order, Staff clarified two components of the rules in
15 its December 15, 2025 annual report filing. Staff recommends that the Commission
16 accept Staff's annual report on Louisiana resource adequacy filed into the record
17 on December 15, 2025.

18 **VICE CHAIRMAN SKRMETTA:** Move to approve.

19 **COMMISSIONER LEWIS:** Second.

20 **CHAIRMAN FRANCIS:** Commissioner Skrmetta moves to approve, and
21 seconded by Commissioner Lewis. Is there any discussion or objection to this?

22 [NONE HEARD] Hearing none, it's in the books.

1 **VICE CHAIRMAN SKRMETTA:** I have one question about this that I'd like to
2 just ask Staff.

3 **CHAIRMAN FRANCIS:** Okay.

4 **VICE CHAIRMAN SKRMETTA:** If the Commission wanted to consider
5 increasing the factor from 90% to go up some number because of stabilizing
6 resources, what would the process be?

7 **MS. LAUREN EVANS:** Lauren Evans on behalf of Staff. I think you would just
8 tell us to look into -- you would just direct us to look at the rule and make any
9 potential amendments regarding that number.

10 **SECRETARY FREY:** Yeah. I would echo. It would just be simple as a directive
11 since it's a Commission rule, if we want to make any modifications, just like any
12 other rulemaking, you'd just direct us to look at potential modifications.

13 **VICE CHAIRMAN SKRMETTA:** Okay. Okay. Thank you.

14 **COMMISSIONER COUSSAN:** I have a question as well, Mr. Chairman.

15 **CHAIRMAN FRANCIS:** All right. Go ahead, Commissioner Coussan.

16 **COMMISSIONER COUSSAN:** And this a Staff question. How unique is this
17 rule relative to other regulatory bodies across the United States?

18 **MS. EVANS:** At the time -- at the time the rule came out -- we may need Lane.

19 **SECRETARY FREY:** Yeah. And that --

20 **MS. EVANS:** At the time the rule came out, we're one of the first.

21 **SECRETARY FREY:** Right. And I know we're -- the only RTO that I'm aware
22 of that has a requirement is Southwest Power Pool. None of the other RTOs do, so.

1 But as far as for granted on our state level, I think Lane could probably answer that.
2 We are probably one of the few, if the only.

3 **MR. LANE SISUNG:** Yeah. I believe we were -- I believe the first. I have a
4 recollection that Indiana may have been looking into doing something similar. I
5 would have to follow up to see if they did or they didn't. But as Brandon was
6 saying, Southwest Power Pool has a requirement that you -- every year you have to
7 fill out a workbook and identify the actual generation that's going to serve the load
8 projection for that year. Whereas in MISO, there is a PRA market, which does not
9 guarantee that there will be physical generation supply, but rather it's a financial
10 market with financial penalties. So that was why Louisiana took it incumbent upon
11 itself to ensure that it provides the reliability to its customers it needs and passed
12 this rule. So at the time, it was -- it's been discussed by a lot of people. I think it's
13 a problem even more so now with the large loads coming on, that more people are
14 realizing how important it is that you actually identify the generation. So I think
15 we were groundbreakers, quite honestly, in this. I think more people will be
16 following our lead, because it's extremely important that we know the generation
17 that's going to serve the load.

18 **COMMISSIONER COUSSAN:** And I think you just hit the nail on the head. I
19 think this year is particularly important with this reporting that not only we receive
20 the report, but then maybe our PSC Communications Department can use that to
21 show our constituents, and hopefully mitigate some of the concerns and the risks
22 that the media continues to point out nationally. Whereas in Louisiana, we're
23 actually doing something to kind of forecast a little bit better than other states, and

1 in some cases, RTOs are doing themselves. So I just want to put that as a request,
2 and not necessarily a directive, but let's take advantage of that. And so let's
3 communicate in some way on a one-pager type of format that we can use, because
4 the legislature will be in session. Obviously the legislature's paying close attention
5 to all of this. But, you know, it's very important to our constituents, number one.
6 So thank you.

7 **MR. SISUNG:** Thank you.

8 **CHAIRMAN FRANCIS:** Wait. Time out.

9 **MR. SISUNG:** All right. Yes, sir.

10 **CHAIRMAN FRANCIS:** All right. So why is MISO not on the same program
11 as SPP? They're two basic RTOs.

12 **MR. SISUNG:** Yeah. I mean, when it comes to capacity, you know, they're --
13 MISO tried to, I would say, split the baby in terms of having a capacity market and
14 not so -- regulated utilities typically never had a capacity market. They all planned
15 for their own capacity, and they had to identify their capacity. When you went to
16 MISO, one of the benefits was you would be able to lean on other parties' capacity
17 if you were a little short, because generation is lumpy. So they created this market
18 with a purpose -- a stated purpose of a short-term, one-year capacity market to help
19 you lean and get low-price capacity in case you happen to run short in a year. What
20 wound up happening was there were certain states that had policies and there were
21 certain market participants who decided to lean a little heavily on that market, and
22 to not really bring all their generation, but start trying to look at that load price
23 capacity. Now, I don't -- I think admittedly, it hadn't become a problem that

1 everyone had along the belt, but you could see where the risk was, and so that's
2 why there was an attempt at MISO to go to FERC and get a rule passed, and FERC
3 rejected the rule. And that's why when Louisiana took a look at it and we said,
4 well, we're going to do it ourselves.

5 **CHAIRMAN FRANCIS:** And can we kind of follow the suggestion of what SPP
6 was doing?

7 **MR. SISUNG:** We -- it is modeled on the concept. And it's modeled on that base
8 concept. For SPP, it's a little more severe because in each year, you actually have
9 to have it. Our rule is more of a planning, because from our perspective, we want
10 to make sure that utilities are appropriately planning to have the physical
11 generation. So we actually go five years out and -- or four years out, I believe.
12 Four years out, and you have to show us what generations are going to be there four
13 years now, because it takes four years to get new generation online.

14 **CHAIRMAN FRANCIS:** Yeah.

15 **MR. SISUNG:** So SPP, there's severe penalties if you don't show up, and in our
16 rule, it is you need to show us that you're going to have it when it's time to have it.

17 **CHAIRMAN FRANCIS:** When you use that term, workbooks, that's a -- that's
18 for each generator?

19 **MR. SISUNG:** That's for each LS, load serving, entity.

20 **CHAIRMAN FRANCIS:** Okay.

21 **MR. SISUNG:** So SWEPCO has a workbook, and within that workbook, they
22 provide their load projections and they list all their generation showing how they're
23 going to meet it for the upcoming planning year.

1 **CHAIRMAN FRANCIS:** In Louisiana, we -- are our people going to have to have
2 a workbook type system to --

3 **MR. SISUNG:** This is a -- it's akin to a workbook. As I said, SWEPCO's is more
4 focused on that first year and -- with enforcement provisions, whereas ours is more
5 of a forward-looking planning tool to make sure that we have the generation we
6 need, when we need it.

7 **CHAIRMAN FRANCIS:** Okay. All right. Thank you.

8 **SECRETARY FREY:** And I just want to echo something that Lane said in
9 response to Commissioner Coussan. I mean, you know, Lane is monitoring all of
10 these news outlets, and he's constantly sending us stories from other jurisdictions
11 where they're essentially mirroring what we've done, or trying to catch up. And
12 you make a great point, and I think we do need to do a better job of getting that out
13 there. I mean, Lane and I have done that in committees we've talked in because of
14 that narrative out there, and it's particularly coming out of PJM, to say that we are
15 not the same. We are not operating the same. So we will continue to hone in on
16 that message.

17 **COMMISSIONER LEWIS:** Lane or Lauren, this may be a question for you in
18 context of Commissioner Coussan's request. On the reports that we publish yearly
19 for CCO, is any of the capacity that would come in the MCO listed on those reports?
20 I just couldn't remember off the top of my head if we had any type of question on
21 those reports that would lead into some of this information.

22 **MR. SISUNG:** So I'm not following the question. On the annual -- so there's two
23 MCO reports --

1 **COMMISSIONER LEWIS:** I'm talking about the CCO annual -- the report we
2 approved.

3 **MR. SISUNG:** Oh, oh.

4 **COMMISSIONER LEWIS:** The CCO. Is anything of this information -- I'm
5 asking -- let me clarify. Any of the MCO information on those reports that would
6 help publish and push out that information?

7 **MR. SISUNG:** No -- well, no. On the CCO reports, we report generation by fuel
8 type, but not by --

9 **COMMISSIONER LEWIS:** Not by --

10 **MR. SISUNG:** -- individual generators.

11 **COMMISSIONER LEWIS:** Okay.

12 **MR. SISUNG:** So no. Yeah.

13 **COMMISSIONER LEWIS:** Okay. I was trying to see, especially with
14 Commissioner Coussan's question, I know we had this now public report, I was
15 trying to see where -- if any of that information was cross-applicable. Thank you.

16 **CHAIRMAN FRANCIS:** Anybody else? Anything? [NONE HEARD] Thank
17 you.

18 **MR. SISUNG:** Thank you, Commissioners.

19 **VICE CHAIRMAN SKRMETTA:** Move to adjourn.

20 **COMMISSIONER LEWIS:** Second.

21 **CHAIRMAN FRANCIS:** Move to adjourn by Commissioner Skrmetta, seconded
22 by Commissioner Lewis. We're finished.

23 **(WHEREUPON THE MEETING WAS ADJOURNED)**

24

1 I certify that the foregoing pages 1 through 21 are true and correct to the best
2 of my knowledge of the Open Session of the Business and Executive Meeting
3 held on January 14, 2026 in Baton Rouge, Louisiana.

4 *****

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