



Control Number: 37744



Item Number: 1250

Addendum StartPage: 0

**P.U.C. DOCKET NO. 37744
SOAH DOCKET NO. 473-10-1962**

**APPLICATION OF ENTERGY
TEXAS, INC. FOR AUTHORITY
TO CHANGE RATES AND RECONCILE
FUEL COSTS**

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§
§

**BEFORE THE STATE OFFICE
OF
ADMINISTRATIVE HEARINGS**

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**ENTERGY TEXAS, INC.'S SEVENTH REQUESTS FOR INFORMATION
TO THE STATE OF TEXAS**

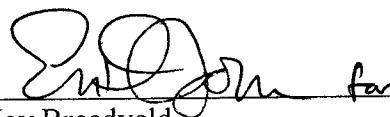
TO: State of Texas, by and through its attorneys of record, Susan M. Kelley and Bryan L. Baker, Consumer Protection & Public Health Division, Office of the Attorney General, 300 W. 15th St., Austin, Texas 78701.

Entergy Texas, Inc. (ETI or the Company) requests that the State of Texas (State) provide the following information and answer the following questions under oath within 10 days, or sooner if practicable. The answers should be provided in sufficient detail to present all relevant facts. These questions are continuing in nature, and, if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. For each response, please state the Request for Information and identify the individuals responsible for preparing and sponsoring the response by name and title.

Respectfully submitted,

Steven H. Neinast
Assistant General Counsel
ENTERGY SERVICES, INC.
919 Congress Avenue, Suite 701
Austin, Texas 78701
(512) 487-3957 telephone
(512) 487-3958 facsimile

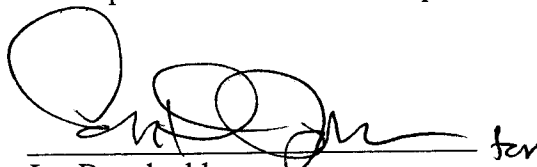
John F. Williams
Jay Breedveld
CLARK, THOMAS & WINTERS,
A Professional Corporation
300 W. 6th Street, 15th Floor
P.O. Box 1148
Austin, Texas 78767-1148
(512) 472-8800 telephone
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By: 
Jay Breedveld
State Bar No. 00790362

ATTORNEYS FOR
ENTERGY TEXAS, INC.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served by facsimile, hand-delivery, overnight delivery, or 1st Class U.S. Mail on all parties of record in this proceeding on July 6, 2010.


Jay Breedveld

INSTRUCTIONS

1. Reference to "State" or "your" means State and its agents, consultants, and all witnesses whose testimony State intends to present to the Public Utility Commission of Texas, and all persons acting or purporting to act for or on behalf of State. "Each" shall be construed to include the word "every" and "every" shall be construed to include the word "each."
2. "Any" shall be construed to include "all" and "all" shall be construed to include "any."
3. The terms "document" and "documents" are used in their broadest sense and shall mean and include all written, printed, typed, recorded, or graphic matter of every kind and description and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all agreements, contracts, communications, correspondence, letters, telegrams, telexes, messages, memoranda, records, reports, books, summaries, records of personal conversations, minutes or summaries or other records of meetings and conferences, other summaries, diaries, diary entries, calendars, appointment books, time records, instructions, work tables, accounts, analytical records, consultants' reports, appraisals, bulletins, brochures, pamphlets, circulars, trade letters, press releases, notes, notices, marginal notations, notebooks, telephone records, bills, statements, records of obligation and expenditure, invoices, lists, journals, advertising, recommendations, printouts, compilations, tabulations, analyses, studies, surveys, transcripts of hearings, transcripts of testimony, affidavits, expense reports, microfilm, microfiches, articles, speeches, tape or disk recordings, punch cards, programs, data compilation from which information can be obtained (including matter used in data processing, and other printed, written, handwritten, typewritten, recorded, stenographic, computer-generated, computer-stored, electronically stored matter, however and by whomever produced, prepared, reproduced, disseminated, or made).
4. Words used in the plural shall be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
5. The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
6. If any document is withheld under any claim or privilege, please furnish a privilege log identifying each document for which a privilege is claimed, together with the following information: date and title of the document; the preparer or custodian of the information; to whom the document was sent and from whom it was received; the subject matter of the document; and the basis upon which the privilege is claimed.
7. Please provide documents in native format whenever possible.
8. If there is any question regarding the meaning or intent of a word or words in these requests, please contact counsel of record for Entergy, Texas, Inc. for clarification.

SEVENTH REQUESTS FOR INFORMATION TO STATE

- 7-1 Referencing the proposed Schedule FRP-1 attached as Exhibit APF-R-2 to the Rebuttal Testimony of ETI witness Andrew P. Frits, please identify each Commission Procedural Rule that the State believes ETI's proposed Schedule FRP-1 would supersede or with which the proposed Schedule FRP-1 would in any way be inconsistent. Please explain the State's position as to how the Commission's Procedural Rule(s) would be superseded or inconsistent and provide any supporting documentation or cite to any relevant statute, Commission rule or legal precedent that supports the State's position.
- 7-2 Referencing the proposed Schedule FRP-1 attached as Exhibit APF-R-2 to the Rebuttal Testimony of ETI witness Andrew P. Frits, please identify each Commission Substantive Rule that the State believes ETI's proposed Schedule FRP-1 would supersede or with which the proposed FRP-1 would in any way be inconsistent. Please explain the State's position as to how the Commission's Substantive Rule(s) would be superseded or inconsistent and provide any supporting documentation or cite to any relevant statute, Commission rule or legal precedent that supports the State's position.
- 7-3 Referencing the proposed Schedule FRP-1 attached as Exhibit APF-R-2 to the Rebuttal Testimony of ETI witness Andrew P. Frits, please identify what rights of intervention the State believes ratepayers, the Office of Public Utility Counsel, or any other person or entity other than the Commission or a municipality with original jurisdiction would have under the Commission's Procedural or Substantive Rules with regards to a proceeding conducted for the purposes of reviewing or reconciling adjustments made pursuant to ETI's proposed Schedule FRP-1. Please provide any supporting documentation or cite to any relevant statute, Commission rule or legal precedent that supports the State's position.
- 7-4 Referencing the proposed Schedule FRP-1 attached as Exhibit APF-R-2 to the Rebuttal Testimony of ETI witness Andrew P. Frits, please identify any rights of appeal the State believes ratepayers, the Office of Public Utility Counsel, or any other person or entity other than the Commission or a municipality with original jurisdiction would have with regards to a proceeding conducted for the purposes of reviewing or reconciling adjustments made pursuant to ETI's proposed Schedule FRP-1. Please provide any supporting documentation or cite to any relevant statute, Commission rule or legal precedent that supports the State's position.