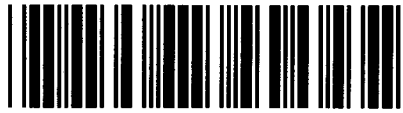




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SOAH DOCKET NO. 473-12-5573
DOCKET NO. 40295

APPLICATION OF ENTERGY TEXAS,
INC. FOR RATE CASE EXPENSES
PERTAINING TO PUC DOCKET NO.
39896

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§
§

BEFORE THE STATE OFFICE
OF
ADMINISTRATIVE HEARINGS

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FILING CLERK

TEXAS INDUSTRIAL ENERGY CONSUMERS' MOTION TO INTERVENE

Texas Industrial Energy Consumers ("TIEC"), pursuant to the Public Utility Regulatory Act ("PURA"), TEX. UTIL. CODE ANN. §§ 11.001 et seq., and §§ 22.102, 22.103(b), and 22.104 of the Commission's Rules of Practice and Procedures, files this Motion to Intervene in the above-referenced proceeding, respectfully showing as follows:

1. The name, address, and telephone number of the movant is:

Texas Industrial Energy Consumers
Air Liquide America L.P.
c/o Bill Smith
P.O. Box 460229
Houston, TX 77056-8229
(713) 624-8344
(713) 624-8350 Fax

2. The names, address, and telephone number of TIEC's authorized representatives are:

Mr. Rex D. VanMiddlesworth
Ms. Meghan Griffiths
Mr. James Nortey
Andrews Kurth LLP
111 Congress Avenue, Suite 1700
Austin, Texas 78701
(512) 320-9200
(512) 320-9292 Fax

All pleadings and other documents should be served upon TIEC's authorized representatives.

2

3. TIEC is an association of industrial consumers of electricity, and TIEC's principal purpose is to address electricity matters in proceedings before the Commission. TIEC members for this case include Air Liquide America L.P. A complete list of all TIEC members for this docket will be provided.

4. On April 4, 2012, the Administrative Law Judge severed the issue of rate case expenses from Docket No. 38986, *Application of Entergy Texas, Inc. for Authority to Change Rates, Reconcile Fuel Costs, and Obtain Deferred Accounting Treatment*. Docket No. 40295 has been established to address rate case expenses.

5. Because TIEC member companies own and operate industrial facilities in the ETI service territory and purchase electricity from ETI, TIEC members will be impacted by any determinations the Commission may make regarding ETI's application. Additionally, as a party in Docket No. 39896, TIEC has a substantial and vital interest in the outcome of this proceeding and requests that it be granted an opportunity to be heard.

For the above stated reasons, TIEC respectfully requests that the Commission grant this Motion to Intervene and admit TIEC as an intervenor in this proceeding for all purposes, and for such other relief to which it may be justly entitled.

Respectfully submitted,

ANDREWS KURTH LLP



Rex D. VanMiddlesworth

State Bar No. 20449400

Meghan Griffiths

State Bar No. 24045983

James Nortey

State Bar No. 24079063

111 Congress Avenue, Suite 1700

Austin, Texas 78701

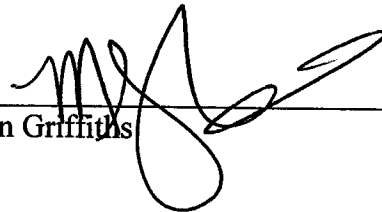
(512) 320-9200

(512) 320-9292 Fax

ATTORNEYS FOR TEXAS INDUSTRIAL
ENERGY CONSUMERS

CERTIFICATE OF SERVICE

I, Meghan Griffiths, Attorney for TIEC, hereby certify that a copy of TIEC's Motion to Intervene was served on all parties of record in this proceeding on this 5th day of April 2012 by hand-delivery, facsimile, electronic mail and/or First Class, U.S. Mail, Postage Prepaid.



Meghan Griffiths