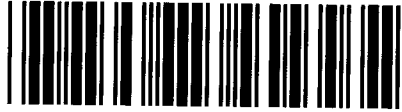


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SOAH DOCKET NO. 473-16-0076  
PUC DOCKET NO. 45083

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APPLICATION OF ENTERGY TEXAS, §  
INC. FOR APPROVAL TO AMEND ITS §  
DISTRIBUTION COST RECOVERY §  
FACTOR §  
§

BEFORE THE STATE OFFICE OF  
PUBLIC UTILITY COMMISSION  
FILING CLERK  
OF  
ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 1  
FILING DESCRIPTION; NOTICE OF PREHEARING CONFERENCE;  
AND ADOPTING PROTECTIVE ORDER

Entergy Texas, Inc. (ETI or Company) filed an application on September 4, 2015, for approval to amend its distribution cost recovery factor (DCRF). If approved, ETI would collect approximately \$10.1 million annually from its Texas retail customers in its amended Rider DCRF. ETI states that its proposed amendment is based on changes to its invested capital since the end of its test year in its last concluded rate case and through June 30, 2015.<sup>1</sup>

The Commission has jurisdiction and authority over this proceeding pursuant to §§ 14.001, 36.001, and 36.210 of the Public Utility Regulatory Act and P.U.C. Subst. R. 25.243. The Commission referred this case to the State Office of Administrative Hearings (SOAH) on September 8, 2015, requesting the assignment of an Administrative Law Judge (ALJ) to conduct a hearing and issue a proposal for decision, if such is necessary. In its referral order, the Commission set a deadline of September 23, 2015, for filing lists of issues to be addressed in these proceedings and stated it will consider and possibly adopt a preliminary order in the October 8, 2015 open meeting. SOAH has jurisdiction over matters relating to the conduct of the hearing in this proceeding pursuant to Texas Government Code § 2003.049.

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<sup>1</sup> Specifically, ETI states the changes pertain to distribution plant, distribution-related intangible plant, and distribution-related communication equipment and networks consistent with Public Utility Regulatory Act (PURA) § 36.210 and P.U.C. Subst. R. 25.243.

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*Notice and Sufficiency of Application*

If any party has an objection to ETI's notice, it shall file such by September 25, 2015.

Pursuant to P.U.C. Subst. R. 25.243(e)(6)(A), any party may file a motion concerning the sufficiency of the application no later than 30 days after service of notice is completed.

*Notice of Prehearing Conference*

The ALJ will convene a prehearing conference at **10:00 a.m. on September 28, 2015, at the SOAH hearing facilities located at the William P. Clements Office Building, 300 West 15th, Fourth Floor, Austin, Texas.** The following matters will be discussed:

1. Pending motions to intervene.
2. Any other motion filed by 3:00 p.m. on September 25, 2015, and emailed or hand-delivered, to the ALJ on that day.
3. Establishment of an effective date pursuant to P.U.C. Subst. R. 25.243(e)(6)(C) and discussion of any deadlines applicable to this matter.
4. A procedural schedule.
5. Any other matters that may assist in the disposition in a fair and efficient manner.

Those attending the prehearing are advised that they must check in with building security personnel in the lobby of the William P. Clements Building and be issued visitor badges before proceeding to the hearing room. The parties should allow sufficient time for the check-in procedure.

*Adoption of Protective Order*

In its application, ETI requested entry of a protective order, included as Attachment D. The ALJ adopts the proposed protective order at this time. If any party has objections to the

form of protective order, they shall file those objections no later than five working days after the date of this order.

***Filing and Service Procedures***

All documents shall be filed with the Commission's filing clerk, not with the SOAH filing clerk. Both the SOAH and PUC docket numbers must be included in the caption of all documents or other correspondence filed in this case. The Commission filing clerk will forward a copy of the documents to SOAH. Parties wishing to hand-deliver a file-stamped copy of a document to the ALJ, should deliver it to Room 504, 5th Floor, Clements Building, 300 W. 15th Street, Austin, Texas. Parties may also email copies of documents, especially those that are time-sensitive, to the ALJ at [wendy.harvel@soah.texas.gov](mailto:wendy.harvel@soah.texas.gov).

**SIGNED September 14, 2015.**

  
WENDY K.L. HARVEL  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS