



Control Number: 49421



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**SOAH DOCKET NO. 473-19-3864
PUC DOCKET NO. 49421**

**APPLICATION OF CENTERPOINT § BEFORE THE STATE OFFICE
ENERGY HOUSTON ELECTRIC, LLC § OF
FOR AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS**

2019 OCT 10 PM 2:34
FILED
CLERK OF COURTS
HOUSTON, TEXAS

**CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S
SECOND REQUEST FOR INFORMATION TO H-E-B, LP**

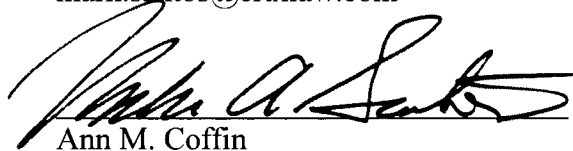
Pursuant to 16 Tex. Admin. Code § 22.144 and SOAH Order No. 2, CenterPoint Energy Houston Electric, LLC requests that H-E-B, LP ("H-E-B") provide, within four (4) days, the information requested in the attached Exhibit A.

Respectfully submitted,

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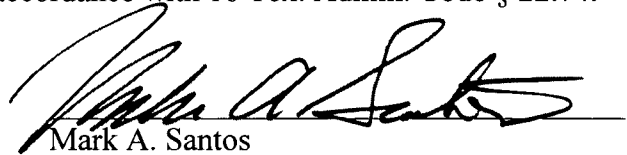


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**COUNSEL FOR CENTERPOINT ENERGY
HOUSTON ELECTRIC, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of June 2019, a true and correct copy of the foregoing document was served on all parties of record in accordance with 16 Tex. Admin. Code § 22.74.



Mark A. Santos

EXHIBIT A

I. DEFINITION OF TERMS

The singular herein includes the plural and vice versa; the words “and” and “or” shall be construed as “and/or” in order to bring all information within the scope of the Request. The words, “each,” “all,” and “any,” mean “any and all” or “each and every.”

“CenterPoint Houston” or “Company” means CenterPoint Energy Houston Electric, LLC.

“Communication” shall include all meetings, telephone calls, conversations, discussions, letters, memoranda, notes, and other forms of communication.

“Document” or “Documents” is used in the broadest sense possible and shall mean every writing or record of every type and description, such as drafts, corrections, memoranda, letters, tapes, stenographic or handwritten notes, studies, publications, work papers, books, pamphlets, diaries, desk calendars, interoffice communications, records, reports, analyses, bills, receipts, checks, check stubs, checkbooks, invoices, requisitions, papers and forms filed with a court or governmental body, notes, transportation and expense logs, work papers, contracts, statistical and financial statements, corporate records of any kind, charts, graphs, pictures, photographs, photocopies, films, voice recordings, and any other written, recorded or graphic material, however denominated, by whomever prepared, and to whomever addressed, which are in your possession, custody or control. The term “document” also includes all electronic and magnetic data, including e-mail. The term “document” includes all copies of every such writing or record that are not identical copies of the original or that contain any commentary, notes, or markings that do not appear on the original.

“Including” means “including but not limited to” and “including without limitation.”

“Identify” means to state as much information as you now have or that is now subject to your control, or that you may hereafter come to have or that hereafter becomes subject to your control, including the following:

- a. when used in reference to a natural person, state the person’s full name, title, present (or last known) address, telephone number, occupation, present business affiliation or employer, business address, and exact duties and responsibilities of such individual;
- b. when used in reference to an entity, state the full name of the company, organization, association, partnership, or other business enterprise; and
- c. when used in reference to a document, state the date and title of the document and, if already produced in this case, the Bates-number of such document.

“Relate” or “relating to” includes referring to, mentioning, reflecting, containing, pertaining to, evidencing, involving, describing, discussing, responding to, supporting, opposing, constituting or being a draft, copy or summary of, in whole or in part.

“You” and “Your” refers to H-E-B, LP, and any of the attorneys or law firms that purport to represent you in this case.

II. INSTRUCTIONS

1. Each request herein extends to any documents or information in your possession and the possession of any of the attorneys or law firms that purport to represent you in this case.
2. Each and every non-identical copy of a document, whether different from the original because of indications of the recipient(s), handwritten notes, marks, attachments, marginalia, or any other reason, is a separate document that must be produced.
3. If you object to any portion of a request on the ground of privilege, answer the nonprivileged portion of the Request by providing such non-privileged information as is responsive.
4. If you object to any portion of a request on any ground other than privilege, you should still provide documents responsive to the remaining non-objectionable portion.
5. Separately for each request to which you object in whole or in part, describe in detail and itemize each basis of your objection.
6. If the basis of an objection to any request, or any portion thereof, is a statute, contract or other agreement, or any other obstacle to production that you claim is based in the law, please identify the basis of that purported obstacle with specificity.
7. Each request herein shall be construed independently, and no request shall be viewed as limiting the scope of any other request. Please indicate where any portion of your document production in response to a request has been covered in your production in response to another request, and please specify the request numbers at issue.
8. If you claim that any document responsive to any request is lost or destroyed, (a) identify and describe such document, (b) describe how the document was lost or destroyed, and (c) identify when the document was lost or destroyed.
9. If you claim that any documents responsive to any request are already in the possession of CenterPoint Houston, please identify the document with sufficient specificity to allow CenterPoint Houston to locate the document.
10. The requests shall be deemed continuing so as to require additional answers if, after answering such requests, you obtain information upon the basis of which you determine that the answer was incorrect when made, or you become aware that the answer, though correct when made, is no longer true, and the circumstances are such that failure to amend the answer is in substance a knowing concealment.
11. Any document that is withheld from production pursuant to a claim of attorney/client, work product, party communication or investigative privilege shall be identified and shall be segregated and maintained for in camera submission, and a list identifying such withheld documents shall be furnished at the time and place of production. Such list shall state with

respect to each document: (a) the privilege under which the document is being withheld; (b) a description of the type of document; (c) a description of the subject matter and purpose of the document; (d) the date the document was prepared; (e) the author and/or signatory of the document; (f) the identity of the persons to whom the document was sent; and (g) the present custodian of the document.

12. As part of the response to each request for information, please state, at the bottom of the answer, the name and job position of each person who participated in any way, other than providing clerical assistance, in the preparation of the response. Please also state the name of the witness in this docket who will sponsor the answer to the request and may verify the truth of the response.

III. REQUESTS FOR INFORMATION

- 2-1. How many H-E-B facilities in CenterPoint Houston's service area have on-site generation facilities and how many do not?
- a. What type of transfer scheme is used at these locations?
 - 1. High Speed Closed Transition
 - 2. Paralleling Scheme
 - 3. Open transition
 - b. Has H-E-B correlated the type of transfer scheme to outage records at each location?
 - c. What are the settings/conditions that result in generator starts?
 - d. How does H-E-B determine outage lengths? Generator run records?
 - e. Who compiles the H-E-B outage records – H-E-B or third party?
 - f. Are all the generators owned by H-E-B? If not, then who owns them?
 - g. Are the generators used solely for reliability?
 - h. Are they part of a legally required standby system?
 - i. Are they part of an optional standby system?
 - j. Are the generators used for shifting load and/or demand response?
 - k. How many times did H-E-B use its onsite generation to curtail their load in 2018?
- 2-2. Does H-E-B install on-site generators in other service areas?
- a. Do those areas segregate commercial from residential circuits?
 - b. What are the standard services these other service areas?
 - c. Are the generators used solely for reliability?
 - d. Are they part of a legally required standby system?
 - e. Are they part of an optional standby system?
 - f. Are the generators used for shifting load and/or demand response?
 - g. How many times did H-E-B use its onsite generation to curtail their load in 2018?

- h. Does H-E-B track outages in other areas of Texas? If so, please provide the number of outages and duration in 2018, how outages are tracked, how H-E-B determines outage lengths, all generator run records, and the identity of any person who compiles the H-E-B outage records.
- 2-3. Does any H-E-B store have the ability to be served solely from onsite generation?
- 2-4. Please provide all presentations, communications, emails and contracts associated with the installation of onsite generation.
- 2-5. Please provide all cost benefit analysis performed, either by H-E-B or other parties working with or for H-E-B, in determining onsite generation should be considered.
- 2-6. Please indicate all stores outside of CenterPoint Houston's service territory that are currently served by onsite generation, in the process of having onsite generation installed or planned to have onsite generation installed.
- 2-7. Please provide all presentations, whitepapers, cost-benefit analysis, emails between H-E-B and any third party that is currently working with, proposed to work with, and/or initiated conversations with H-E-B concerning onsite generation options.
- 2-8. Please provide the most recent schedule or plan for adding additional on-site generation at stores in the CenterPoint Houston service territory or the service territory of any other electric utility.
- 2-9. Please provide any internal memoranda, reports, or studies on which H-E-B based its decision to install on-site generation at its stores.
- 2-10. Please provide any internal memoranda, reports, or studies on which H-E-B based its decision to contract with Texas Microgrid, LLC and/or Enchanted Rock for the installation of on-site generation.
- 2-11. Please provide a copy of H-E-B's agreement(s) with Texas Microgrid, LLC and/or Enchanted Rock for the installation of on-site generation.
- 2-12. Please provide all documents, studies, and communications that analyze any reliability issues associated with H-E-B's on-site generation facilities.
- 2-13. What steps has H-E-B taken to confirm the extent to which the reliability concerns addressed in Mr. Presses' direct testimony are related to its own facilities?
- 2-14. Please provide all documents, studies, and communications that address the extent to which the reliability concerns addressed in Mr. Presses' direct testimony are related to its own facilities.
- 2-15. Does the installation of generators result in a net financial gain for H-E-B when costs of "cold chain" preservation are not considered?

- 2-16. Reference page 11, lines 4-5 of Mr. Presses' direct testimony. How many of the 521 outages from January 2017 through May 2019 resulted in the loss of product in the "cold chain" and what was the cumulative dollar value of those losses?
- 2-17. What is the maximum amount of time the "cold chain" can be without power before product must be discarded? Provide documentation to support your response.
- 2-18. Please provide a copy of H-E-B's guidelines, rules, or policies that govern the disposal of product from the "cold chain" as the result of a power loss.
- 2-19. Does Mr. Presses believe H-E-B would see an increase in cost resulting from CenterPoint Houston's proposed change to charge the customer charge on a per-meter instead of a per-customer basis? Please provide all support for your answer including any quantification or estimation of these costs.
- 2-20. Please provide any studies or analyses performed by Mr. Presses to support the statement on page 27, lines 16-18 of his testimony that "[a] per customer charge more accurately reflects the administrative costs associated with the provision of service."
- 2-21. Please explain why "H-E-B has multiple meters installed at its facilities," as noted on page 27, line 8 of Mr. Presses' direct testimony and state whether the installation of multiple meters is required by CenterPoint Houston or requested by H-E-B.
- 2-22. Are any instances in which "H-E-B has multiple meters installed at its facilities," as noted on page 27, line 8 of Mr. Presses' direct testimony the result of H-E-B's installation of on-site generation equipment?
- 2-23. Regarding Page 8, lines 2 to 6 in his direct testimony, is it Mr. Presses' testimony that these costs should be re-allocated from residential customers to other customer classes, including commercial and Industrial customers? If not, please reconcile your response with his direct testimony as to how these costs should be allocated or otherwise recovered.
- 2-24. Provide all documents, communications and analyses wherein H-E-B addresses how an increase in the allocation to commercial customers would benefit H-E-B. Specify any benefits identified and any quantification or estimation of such benefit.
- 2-25. Provide the calculations that support the percentage increases addressed on page 18, lines 18 -21 and page 19, line 1 in the Direct Testimony of George W. Presses.
- 2-26. Does Mr. Presses dispute the fact that, in calculating rates to be billed to each customer, CenterPoint Houston is billing customers based on the ERCOT 4CP and using the CenterPoint Houston 4CP only for cost allocation purposes? If so, please provide all support for his assertion. If not, explain why it is necessary to bill and allocate costs using the same 4CP method.
- 2-27. Is it Mr. Presses' position that wholesale transmission costs are assigned to CenterPoint based on each customer's class demands coincident with the ERCOT 4CP? If so, please identify the methodology used in the Four Coincident Peak Load Calculation in Docket No. 48928.

2-28. Is it Mr. Presses' testimony that ERCOT should determine how a utility's costs are allocated to the individual rate classes? Please provide all support for his position.