



Control Number: 52067



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SOAH DOCKET NO. 473-21-2424
PUC DOCKET NO. 52067

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APPLICATION OF ENTERGY TEXAS, § BEFORE THE STATE OFFICE
INC. TO ADJUST ITS ENERGY §
EFFICIENCY COST RECOVERY § OF
FACTOR AND REQUEST TO §
ESTABLISH REVISED COST CAPS § ADMINISTRATIVE HEARINGS

CITIES' FIRST REQUEST FOR INFORMATION

Pursuant to §22.144 of the Commission's Procedural Rules, the Cities of Anahuac, Beaumont, Bridge City, Cleveland, Dayton, Groves, Houston, Huntsville, Liberty, Montgomery, Navasota, Nederland, Oak Ridge North, Orange, Pine Forest, Pinehurst, Port Arthur, Port Neches, Roman Forest, Rose City, Shenandoah, Silsbee, Sour Lake, Splendora, Vidor, West Orange, and Willis ("Cities"), request that Entergy Texas, Inc. ("ETI" or "Company"), by and through its attorneys of record, provide all information requested on the attached Exhibit "A" pursuant to Tex. Admin. Code ("TAC") § 22.144.

Pursuant to TAC § 22.144(c)(2), Cities further request that answers to the requests for information be made under oath. Each answer should identify the person responsible for preparing that answer (other than the purely clerical aspects of its preparation) and the name of the witness in this proceeding who will sponsor the answer and who can vouch for its accuracy. In producing documents pursuant to this request for information, please indicate the specific request(s) to which the document is being produced. These requests are continuing in nature, and should there be a change in circumstances, which would modify or change an answer supplied by you, such changed answer should be submitted immediately as a supplement to your original answer pursuant to TAC § 22.144(i). Please answer each request and sub-request in the order in which they are listed and in sufficient detail to provide a complete and accurate answer to the request. Cities further request that each item of information be made available as it is completed, rather than upon compilation of all information requested.

All information responsive to the requests on the attached Exhibit "A" should be sent to the following, on a piecemeal basis as individual items become available:

E-mail:

danlawtonlawfirm@gmail.com
molly@mayhallvandervoort.com

Physical Delivery:

Daniel J. Lawton
12600 Hill Country Blvd., Suite R-275
Austin, Texas 78738
(512) 322-0019
(512) 329-2604 – fax

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DEFINITIONS AND INSTRUCTIONS

A. "ETI," "the Company" or "you" refers to Entergy Texas, Inc., and any person acting or purporting to act on its behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

B. The terms "document" or "documents" are used in their broadest sense to include, by way of illustration and not limitation, all written or graphic matter of every kind and description whether printed, produced or reproduced by any process whether visually, magnetically, mechanically, electronically or by hand, whether final or draft, original or reproduction, whether or not claimed to be privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody, or control. The terms include writings, correspondence, telegrams, memoranda, studies, reports, surveys, statistical compilations, notes, calendars, tapes, computer disks, data on computer drives, e-mail, cards, recordings, contracts, agreements, invoices, licenses, diaries, journals, accounts, pamphlets, books, ledgers, publications, microfilm, microfiche and any other data compilations from which information can be obtained and translated, but you if necessary, into reasonably useable form. "Document" or "documents" shall also include every copy of a document where the copy contains any commentary or notation of any kind that does not appear on the original or any other copy.

C. Pursuant to Rule 196.4 of the Texas Rules of Civil Procedure, Cities specifically request that any electronic or magnetic data (which is included in the definition of "document") that is responsive to a request herein be produced by email (preferred) or on CD-ROM or flash drive in a format that is compatible with Microsoft Office applications and be produced with your response to these requests.

D. The terms "and" and "or" shall be construed both disjunctively and conjunctively as necessary to make the request inclusive rather than exclusive.

E. "Each" shall be construed to include the word "every" and "every" shall be construed to include the word "each."

F. "Any" shall be construed to include "all" and "all" shall be construed to include "any."

G. The term "concerning," or one of its inflections, includes the following meanings: relating to; referring to; pertaining to; regarding; discussing; mentioning; containing; reflecting; evidencing; describing; showing; identifying; providing; disproving; consisting of; supporting; contradicting; in any way legal, logically or factually connected with the matter to which the term refers; or having a tendency to prove or disprove the matter to which the term refers.

H. The term "including," or one of its inflections, means and refers to "including but not limited to."

I. Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.

J. The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.

K. If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.

L. Pursuant to TAC § 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.

M. If the information requested is included in previously furnished exhibits, workpapers, responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references.

Respectfully submitted,
LAWTON LAW FIRM, P.C.



Daniel J. Lawton 00791082
danlawtonlawfirm@gmail.com
Molly Mayhall Vandervoort 24048265
molly@mayhallvandervoort.com
12600 Hill Country Blvd., Suite R275
Austin, Texas 78738
(512) 322-0019
(512) 329-2604 Fax
ATTORNEY FOR CITIES

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was served on all parties of record in this proceeding on this the 27th day of May, 2021, in accordance with TAC § 22.74.

A handwritten signature in black ink, appearing to read "Molly Mayhall Vandervoort". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Molly Mayhall Vandervoort

ATTACHMENT A

**SOAH DOCKET NO. 473-21-2424
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CITIES' FIRST REQUEST FOR INFORMATION

- Cities 1-1. Refer to the Direct Testimony of John K. Carson at 15-16. Regarding ETI's planned retail marketplace website, please explain how the establishment of this website is cost effective compared to how ETI has historically offered discounted energy efficient measures and fixtures to its residential customers.
- Cities 1-2. Refer to the Direct Testimony of John K. Carson at 25-26. Please provide the source of the avoided cost of energy used in ETI's calculation of its performance bonus.
- Cities 1-3. Please provide the avoided cost of capacity and avoided cost of energy in Midcontinent Independent System Operator (MISO) Zone 9 (Entergy) in 2020.
- Cities 1-4. Refer to the Direct Testimony of John K. Carson at 29. Please confirm that load management payments were not made to program participants that refused to curtail or reduced their curtailment amount. Please explain if ETI has made any changes to its Load Management SOP as a result of its experience in 2020.
- Cities 1-5. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1, page 7. Regarding the Commercial Solutions MTP, please provide the program incentives paid and reported demand and energy savings realized in 2019 and 2020 for each of the following components of the program:
- a. Commercial Solutions
 - b. SCORE

- c. City Smart
- d. Prescriptive and custom measures
- e. Midstream point-of-sale lighting

Cities 1-6. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1, page 7. Regarding the Commercial Solutions MTP, please provide the proposed program incentives and projected demand and energy savings in 2021 and 2022 for each of the following components of the program:

- a. Commercial Solutions
- b. SCORE
- c. City Smart
- d. Prescriptive and custom measures
- e. Midstream point-of-sale lighting

Cities 1-7. For each of the Commercial Solutions MTP components referenced in questions 3 and 4, please provide the source for the demand and energy savings.

Cities 1-8. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1, page 21. Please explain when ETI expects the energy efficiency database project to be completed. Please provide the expenditures incurred by year by component and projected to be incurred by year on this project.

Cities 1-9. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1 at page 13. Regarding footnote 3 to Table 4, please describe and provide an explanation for the corrections made to the data from 2015 – 2018.

Cities 1-10. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1 at page 15, Table 6 and page 18, Table 9. ETI is requesting to increase its 2021 incentive payments (excluding R&D) by \$342k compared to its 2019 actual expenditures. Please provide a detailed description by program of the reasons for the proposed increase.

- Cities 1-11. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1 at page 15, Table 6 and page 18, Table 9. ETI is requesting to increase its 2022 incentive payments (excluding R&D) by \$532k compared to its 2019 actual expenditures. Please provide a detailed description by program of the reasons for the proposed increase.
- Cities 1-12. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1 at page 17, Table 8. Please explain the reasons that in 2019, the reported and verified demand savings were 36% greater than projected and the reported and verified energy savings were 63% greater than projected.
- Cities 1-13. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-1 at page 17, Table 8. Please explain the reasons that in 2020, the reported and verified demand savings were 29% greater than projected and the reported and verified energy savings were 65% greater than projected.
- Cities 1-14. Refer to the Direct Testimony of John K. Carson, Exhibit JKC-10. Please provide a description of each of the listed project codes: F3PCR56902, F3PCR56903, F3PCR56904, F3PCR56905, F3PCR56906, and F3PCR56917.
- Cities 1-15. Refer to the Direct Testimony of Jay A. Lewis, Exhibit JAL-1, page 6. Please provide the annual billing determinants by rate class for the years 2018 through 2022 without the Large General Service opt-out amounts removed. Also provide separately the amount of Large General Service opt-out amounts by year for 2018 through 2022.