



## Filing Receipt

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**SOAH DOCKET NO. 473-22-04394  
DOCKET NO. 53719**

**APPLICATION OF ENTERGY TEXAS, §     BEFORE THE STATE OFFICE  
INC. FOR AUTHORITY TO CHANGE §     OF  
RATES                                     §     ADMINISTRATIVE HEARINGS**

**SEMPRA INFRASTRUCTURE PARTNERS, LP’S  
MOTION FOR APPROVAL OF LATE INTERVENTION**

Sempra Infrastructure Partners, L.P. (“SI”) files this motion to intervene in the above-referenced proceeding in accordance with 16 Tex. Admin. Code (TAC) §§ 22.103 and 22.104. The filing of this motion occurs after the deadline for intervening in this matter, and therefore SI seeks leave to grant its intervention under 16 TAC § 22.104(d). In support thereof, SI respectfully shows as follows.

**I.     AUTHORIZED REPRESENTATIVES**

The names, addresses, and telephone numbers of the authorized representatives for SI in this proceeding are:

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All pleadings and other documents should be served upon SI’s authorized representatives.

## II. REQUEST FOR LATE INTERVENTION

The deadline to intervene in this matter was August 15, 2022. The presiding officer may grant a motion to intervene after the deadline upon consideration of the following: whether there is good cause for late intervention; whether the late intervention would prejudice or burden existing parties; whether the late intervention would disrupt the proceedings; whether public interest is likely to be served by the intervention; and any filed objections. *See* 16 TAC § 22.104(d).

On June 17, 2022, SI filed a letter in Public Utility Commission of Texas (the “Commission” or “PUC”) Docket No. 52487, *Application of Entergy Texas, Inc. to Amend its Certificate of Convenience and Necessity to Construct the Orange County Advanced Power Station* (the “Application”), in support of the establishment of opportunities for reduced power grid greenhouse gas emissions.<sup>1</sup> SI advised the Commission that it was in the process of developing the Port Arthur liquid natural gas (“LNG”) export facility (the “Port Arthur project” or “Port Arthur facility”) in Texas near the Louisiana border and emphasized the importance of cost-effective options for reliable power while reducing LNG greenhouse gas emissions. Since then, SI has been engaged in negotiations with Entergy Texas, Inc. (“Entergy”) for Entergy to supply SI’s Port Arthur facility with renewable energy in a manner substantially similar to that which Entergy has proposed in its Green Future Option (“GFO”) tariff, as filed in this matter. SI recently learned that Entergy’s testimony in support of its Application that references a memorandum of understanding that applies to unrelated, yet similar matters between SI and Entergy in Louisiana.<sup>2</sup>

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<sup>1</sup> *Application of Entergy Texas, Inc. to Amend its Certificate of Convenience and Necessity to Construct the Orange County Advanced Power Station*, Docket No. 52487, Sempra Infrastructure Partners LP’s Letter to the Commission (Jun. 17, 2022).

<sup>2</sup> *Application of Entergy Texas, Inc. for Authority to Change Rates*, Docket No. 53719, Direct Testimony of David E. Hunt at 5 (FN 2).

Accordingly, any Commission decision made with respect to Entergy's proposed GFO tariff in this matter will affect SI's rights. Therefore, good cause exists to grant SI's motion to intervene.

The deadline for written discovery on Entergy's direct case is more than a month away (i.e., October 26, 2022). SI has no objections to the current procedural schedule and will comply with all deadlines ordered by the presiding officer in this matter. Granting SI's intervention will neither disrupt this proceeding, nor prejudice or burden the other parties.

In its Application, Entergy states that the GFO tariff "was developed in response to interest received from [Entergy] customers, including larger customers seeking more renewable options from [Entergy] to meet their corporate sustainability goals" and Entergy has made a "commitment to a cleaner sustainable energy future while maintaining reliability and affordability."<sup>3</sup> In addition to protecting SI's interests, granting SI's intervention may serve the public interest by further diversifying customers impacted by this proceeding.

For the reasons set forth above, SI respectfully requests that the presiding officer permit SI's intervention.

### **III. STANDING TO INTERVENE**

SI is in the business of developing, building and investing in LNG facilities and pipelines. Notably, as mentioned above, the development of SI's Port Arthur project is currently underway. The Port Arthur facility is located on approximately 3,000 acres in Jefferson County, Texas, which is situated in Entergy's service territory. The Port Arthur project is an \$8 billion investment that employs thousands of workers, and when completed, will employ more than 100 workers, with an additional 200 employees supporting SI's LNG midstream business. SI currently purchases electricity for the Port Arthur facility from Entergy and will operate the Port Arthur facility upon

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<sup>3</sup> Docket No. 53719, Entergy Application at 15.

the project's completion. Consequently, SI will be directly impacted by the Commission's decision in this proceeding. Because SI's interest may be adversely affected by the outcome of this proceeding, SI has a justiciable interest under 16 TAC § 22.103(b)(2) and standing to intervene.

#### V. PRAYER

SI respectfully requests the presiding officer to grant this motion to intervene and admit SI as an intervenor in this proceeding for all purposes and for any other relief to which it may be entitled.

Respectfully submitted,

Baker Botts L.L.P.

By: 

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ATTORNEYS FOR SEMPRA INFRASTRUCTURE, L.P.

#### CERTIFICATE OF SERVICE

Notice of the filing of this document has been provided to the parties listed below via electronic mail on September 19, 2022, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

  
Juliana Sersen