



## Filing Receipt

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October 7, 2022

Mr. George G. Hoyt  
Entergy Services, LLC  
919 Congress Ave, Suite 701  
Austin, TX 78701

Ms. Linda Mendiola  
Eversheds Southerland, LLP  
600 Congress Ave., Suite 2000  
Austin, TX 78701

Mr. Scott R. Olsen  
Duggins Wren Mann & Romero, LLP  
600 Congress Ave., Suite 1900  
Austin, TX 78701

**RE: Docket No. 53719 – ChargePoint’s First Data Request to ETI**

Mr. Hoyt, Ms. Mendiola, and Mr. Olsen:

Pursuant to 16 TAC §§ 22.141-145, ChargePoint, Inc. (ChargePoint) hereby serves its First Data Request upon the Applicant, Entergy Texas, Inc (ETI) in the above-referenced proceeding, Docket No. 53719, the *Application of Entergy Texas, Inc for Authority to Adjust Electric and Natural Gas Rates* (“Application”).

ChargePoint requests a complete response to this data request within 20 calendar days of its receipt, or as soon as possible within that timeframe, unless a different timeframe is established by the PUC.

Please send your responses to:

Scott F. Dunbar  
Keyes & Fox LLP  
1580 Lincoln St., Suite 1105  
Denver, CO 80203  
(949) 525-6016  
[sdunbar@keyesfox.com](mailto:sdunbar@keyesfox.com)

Lucas A. Fykes  
Keyes & Fox LLP  
1580 Lincoln St., Suite 1105  
Denver, CO 80203  
(614) 254-8565  
[lfykes@keyesfox.com](mailto:lfykes@keyesfox.com)

Alicia Zaloga  
1580 Lincoln St., Suite 1105  
Denver, CO 80203  
(919) 825-1739  
[azaloga@keyesfox.com](mailto:azaloga@keyesfox.com)

Please contact me with any questions or concerns regarding this matter.

Sincerely,

/s/ Lucas A. Fykes

Lucas Fykes

Counsel to ChargePoint, Inc.

**INSTRUCTIONS**

The following general instructions apply to all data requests set forth herein.

- A. Consider all the Definitions and General Instructions herein to be applicable to each item of discovery submitted by the above-referenced parties.
- B. These requests for documents and responses are continuing in character so as to require you to file supplemental answers as soon as possible if you obtain further or different information before or after the hearing. Any supplemental answer should refer to the date and use the number of the original request or subpart thereof.
- C. Unless otherwise indicated, the documents for which production is sought shall include all documents dated, prepared, sent, or received during the designated period.
- D. For each separate discovery item, identify the individual(s) responsible (whether primarily or indirectly) for providing the response. Further, please designate the proper witness, if any, to cross-examine at the hearing concerning the response. If witnesses have not yet been selected at the time a data response is provided, please supplement the response once witnesses have been selected to provide the requested information.
- E. In producing documents and written responses pursuant to these discovery requests, designate and restate the request(s) and subpart(s) thereof in response to which each document or response is produced.
- F. Where a document or narrative response is relevant to more than one request, a duplicate need not be provided. Where a discovery request can be answered in whole or in part by reference to a response to a preceding or subsequent discovery request (or subpart thereof), it is sufficient to indicate by specifying in the response, by number and date, which other discovery response answers it, and by specifying whether it is claimed that the response to the preceding or subsequent discovery request is a full or partial response to the current request being answered. If the latter, the response to the balance of the current discovery request shall be completed.
- G. Whenever these discovery requests specifically request an answer, rather than the identification of documents, an answer is required and the production of documents in lieu thereof will not substitute for an answer.
- H. If information requested is not available in the exact form requested, provide such data or documents as are available and responsive to the particular

discovery request.

- I. As to any discovery request consisting of a number of separate subdivisions, or related parts, sub-parts or portions, a complete response is required to each part or portion with the same effect as if it were propounded as a separate discovery request.
- J. Any objection to a discovery request should clearly indicate to which part or portion of the discovery request the objection is directed.
- K. For each computer generated document identified or produced in a response, state separately (a) what types of data files are included in the input and the source thereof; (b) the computer program; (c) a description of the recordation system employed (including program description, flow charts, etc.); and (d) the identification of the person or persons, during the designated period, who were in charge of the collection of input materials, the processing of input materials, the databases utilized, and/or the programming to obtain such output.
- L. If any document described in any request for documents is no longer in your possession or control, state whether it: (a) is missing or lost; (b) has been destroyed; (c) has been transferred voluntarily or involuntarily to others; or (d) has been otherwise disposed of.
- M. If any document, in whole or in part, covered by this request is withheld for whatever reason, please furnish a list identifying all withheld documents in the following manner: (a) a brief description of the document; (b) the date of the document; (c) the name of each author or preparer; (d) the name of each person who received the document; and (e) the reason for withholding it and a statement of facts constituting the justification and basis therefore.
- N. If, in answering any of these discovery requests, there is deemed to be any ambiguity in interpreting either the discovery request or a definition or instruction applicable thereto, promptly call counsel to ChargePoint to obtain a clarification.
- O. Each document and individual response of more than one page shall be stapled or otherwise bound, and each page thereof consecutively numbered.
- P. Please provide a set of responses via e-mail where appropriate, and via hard copy where appropriate, to:

Scott F. Dunbar  
Keyes & Fox LLP  
1580 Lincoln St., Suite 1105  
Denver, CO 80203  
(949) 525-6016  
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- Q. If ETI objects to any request on the ground that the information sought is irrelevant or immaterial to any issue in the above-captioned matter, please state the specific basis for such objection, including the basis for any contention that such information is or not does not appear reasonably calculated to lead to the discovery of admissible evidence.
- R. If any response requires the use of, references or otherwise includes confidential, non-public data, **please submit the appropriate non-disclosure agreement to Scott Dunbar, Lucas Fykes, and Alicia Zaloga.**

### **DEFINITIONS**

- A. The terms “and” and “or” shall be construed either disjunctively or conjunctively whenever appropriate in order to bring within the scope of these discovery requests any information or documents which might otherwise be considered to be beyond their scope.
- B. The singular form of a word shall be interpreted as plural, and the plural form of a word shall be interpreted as singular whenever appropriate in order to bring within the scope of these discovery requests any information or documents which might otherwise be considered to be beyond their scope.
- C. The term “communications” includes all verbal and written communications of every kind, including but not limited to telephone calls, conferences, notes, correspondence, and all memoranda concerning the requested communications. Where communications are not in writing, provide copies of all memoranda and documents made relating to the requested communication and describe in full the substance of the communication to the extent that the substance is not reflected in the memoranda and documents provided.
- D. The term “document” shall include, without limitation, all writings and records of every type in your possession, control, or custody, including but not limited to the following items, whether printed or reproduced by any process, including documents sent and received by electronic mail, or written or produced by hand, and whether or not claimed to be privileged or otherwise excludable from discovery: computer data files, information stored in electronic media, including on computer tapes, disks, diskettes, tapes, inputs, outputs, and printouts; notes; letters; correspondence; communications; telegrams; memoranda; summaries and records of telephonic and telegraphic communications; summaries and records of personal conversations; diaries; appointment books; reports; surveys; studies; comparisons; tabulations; budgets; work papers; charts; plans; maps; drawings; engineering and other diagrams; photographs; film; microfilm; microfiche; tape and other mechanical and electrical audio and video recordings; data compilations; log sheets; ledgers; vouchers; accounting statements; books; pamphlets; bulletins; minutes and records of meetings; transcripts; stenographic records; testimony and exhibits, including work papers; copies, reports, and summaries of interviews and speeches; reports and summaries of investigations; opinions and reports of consultants; reports and summaries of negotiations; press releases; newspaper clippings; drafts and revisions of draft of documents; and any and all other records, written, electrical, mechanical, and otherwise. “Documents” shall also refer to copies of documents, every copy of a document which contains handwritten or other notations or which otherwise does not duplicate the originals or any other copy, and all attachments or appendices to any documents.
- E. “Identification” of a document includes stating: (a) the identity of each person who wrote, dictated, or otherwise participated in its preparation, (b) the location of the document; and (c) the identity of each person having custody of or control over the document. “Identification” of a document includes identifying all documents known or believed to exist, whether or not in your custody or the custody of counsel or other

representatives.

- F. "Identification" of a person includes stating his or her full name, most recent known business address and telephone number, present position, and prior connection to or association with any party to this proceeding, including position at the time of connection to the information requested.
- G. "ChargePoint" means ChargePoint, Inc.
- H. The term "ETI" means Entergy Texas, Inc. and any and all of its subsidiaries, parent companies, affiliates, present and former employees, agents, consultants, attorneys, officials, and any and all other persons acting on its behalf. "IOU", "Utility" or "Company" refers to ETI.
- I. "Relate to," "concern," and similar terms and phrases shall mean consist of, refer to, reflect, comprise, discuss, underlie, comment upon, form the basis for, analyze, or be connected with, in any way, the subject of these data requests.
- J. "Study," "studies," "analyses" or "report(s)" denotes any document, as defined above, which reflects or was utilized in the collection, evaluation, analysis, summarization, or characterization of data in connection with these requests.
- K. Unless otherwise provided for in these Definitions or the data requests themselves, undefined acronyms shall have the same definition as that provided in the Company's Direct Testimony.



**P.U.C. DOCKET NO. 53719  
SOAH DOCKET NO. 473-22-04394**

<b>APPLICATION OF ENTERGY</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>TEXAS, INC. FOR AUTHORITY</b>	<b>§</b>	<b>OF</b>
<b>TO CHANGE RATES</b>	<b>§</b>	<b>ADMINISTRATIVE HEARING</b>

**CHARGEPOINT, INC.'S  
FIRST SET OF DATA REQUESTS TO  
ENTERGY TEXAS, INC.**

Pursuant to 16 TAC §§ 22.141-145, ChargePoint, Inc. (ChargePoint) respectfully propounds the following Interrogatories and Requests for Production of Documents (Data Requests) to Entergy Texas, Inc. Written responses to these Data Requests are requested within 20 calendar days of service, as set forth below:

**Date Served:           October 7, 2022**

**Response Due:         October 27, 2022**

1. Regarding ETI's proposed Rider TECI:
  - a. Please explain whether customers participating in Rider TECI may choose any EV charging equipment and any network service provider for any EV chargers installed on their property.
  - b. If customers participating in Rider TECI will be limited in their choices of EV charging equipment or network service provider, please specify and explain all applicable limitations.
  - c. Does ETI intend to preselect or prequalify EV charging equipment vendors or network service providers for Rider TECI?

- d. If your response to subpart (c) above is “yes,” please explain the process through which ETI selected or intends to select vendors for Rider TECI.
- e. Will any technical standards apply to EV charging equipment installed through Rider TECI?
- f. If your response to subpart (e) above is “yes,” please specify all technical standards that would apply to EV charging equipment installed through Rider TECI.
- g. Will ETI provide customers that participate in Rider TECI with vendor recommendations for EV charging equipment installed on their property through Rider TECI?
- h. If your response to subpart (g) above is “yes,” please explain how ETI will determine which vendors to recommend to customers participating in Rider TECI.

Respectfully submitted on October 7, 2022,

/s/ Lucas A. Fykes

Lucas A. Fykes

Ohio Bar No. 98471

Keyes & Fox LLP

1580 Lincoln St., Suite 1105

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614-254-8565

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*Counsel to ChargePoint, Inc.*

**Certificate of Service**

I, Lucas Fykes, certify that a copy of the foregoing CHARGEPOINT, INC.'S FIRST SET OF DATA REQUESTS TO ENTERGY TEXAS, INC. has been served electronically on each Party of Record on October 7, 2022.

/s/ Lucas Fykes