



## Filing Receipt

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**SOAH DOCKET NO. 473-22-04394**  
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<b>APPLICATION OF ENTERGY</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>TEXAS, INC. FOR AUTHORITY TO</b>	<b>§</b>	<b>OF</b>
<b>CHANGE RATES</b>	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**ENTERGY TEXAS, INC.'S**  
**FIRST REQUEST FOR INFORMATION TO CITIES**

TO: 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") by and through its attorneys of record, Daniel J. Lawton, the Lawton Law Firm, 12600 Hill Country Boulevard, Suite R275, Austin, Texas 78738.

Entergy Texas, Inc. ("ETI" or "the Company") requests that the Cities provide the following information and answer the following questions under oath within five working days of receipt, or sooner if practicable. These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. For each response, please state the Request for Information and identify the individuals responsible for preparing and sponsoring the response by name and title.


Respectfully submitted,

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By:   
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**ATTORNEYS FOR ENTERGY TEXAS, INC.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served on all parties of record in accordance with the Commission's Second Order Suspending Rules in Project No. 50664.

  
Patrick Pearsall

### **General Instructions**

1. In responding to each request, please provide information available from all corporate and individual files, as well as from all past and present employees, officers, and board members and all predecessors and affiliates, as defined below.
2. These requests are continuing in nature, and require supplemental responses in accordance with 16 Tex. Admin. Code § 22.144(i).
3. If any information is not available in the exact form requested, provide whatever information or documents that best respond to the request.
4. If the requested information or data is available for only part of the period requested or are otherwise incomplete, please provide such data as is available.
5. If any request appears unclear or ambiguous, please contact counsel for ETI as soon as possible to obtain clarification.
6. Each document of more than one page should be stapled or otherwise bound, and the individual pages numbered consecutively.
7. If, in the case of any request seeking documents, there are no responsive documents, so state and provide a narrative answer to the request.
8. The terms “and” and “or” should be construed either disjunctively or conjunctively whenever appropriate in order to bring within the scope of each request information or documents which might otherwise be considered to be beyond its scope.
9. The singular form of a word should be interpreted as plural, and the plural form of a word should be interpreted as singular, whenever appropriate, in order to bring within the scope of each RFI information or documents that might otherwise be considered to be beyond its scope.
10. When the recipient of the RFI is requested to provide a study, schedule, or analysis, it should also provide the workpapers, underlying facts, inferences, suppositions, estimates, and conclusions necessary to support each study, schedule, or analysis.
11. If the actual data is unavailable, but estimates or approximations are available, provide the estimates or approximations that are the best available information and explain the procedure for developing the information supplied.
12. Pursuant to Rule 196.4 of the Texas Rules of Civil Procedure, ETI specifically requests that any electronic or magnetic information (which is included in the definition of “document”) that is responsive to a request herein be produced in a format that is compatible with Adobe Acrobat, Microsoft, and/or Macintosh and be produced with your response to these requests. If emails are responsive to these requests, please provide a searchable PDF copy of the entire email string. Attachments to emails should be provided with the email in searchable PDF form, unless it is stored in a different format, in which case the attachment should be produced in its native format.

## **Definitions**

1. “Cities” refers to, for purposes of these RFIs, Cities and its acting under contractual arrangements employees, officers, directors, agents, attorneys, consultants, and all persons with Cities, or purporting to act on its behalf.
2. “Date” shall mean the exact day, month, and year if ascertainable, or if not, the best approximation thereof in relation to other events.
3. To “describe,” “detail,” or “state” shall mean to relate as completely as possible each and every act, omission, incident, event, condition, circumstance, or thing relating directly or indirectly to the subject of the description, including all pertinent dates. These terms call for answers independent from any documents that are required in response to requests. Such answers should be in a form (*e.g.*, narrative, tabular) appropriate to a complete response to the request.
4. 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, emails, 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, by you if necessary, into reasonably usable 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.
5. “Each” shall be construed to include the word “every,” and “every” shall be construed to include the word “each.”
6. To “explain” means to make known in detail, to make clear the cause or reason of and account for each act, omission, incident, event, condition, circumstance, decision, and/or thing relating directly or indirectly to the subject of the explanation, including all pertinent dates. This term calls for answers independent from any documents that are required in response to requests. Such answers should be in a form (*e.g.*, narrative, tabular) appropriate to a complete response to the request.
7. To “identify” a person means to include his or her full name, including middle name or initial, his or her employer or other organizational affiliation at the date of the relevant transaction or event and at the present, his or her title and duties in the company or other organization with which he or she was then affiliated and is now affiliated, and his or her last known business address and telephone number, or if not available, last known residence address and telephone number.
8. “Identification” of, or to “identify,” a document means to provide facts sufficient to establish the identity of the document or other thing(s) at issue, such as (a) the type or

nature of the document (*e.g.*, letter, memorandum, corporate minutes), (b) the data, if any, appearing thereon, (c) the date, if known, on which the document was prepared, (d) the title of the document, (e) the general subject matter of the document, (f) the number of pages comprising the document, (g) the identity of each person who wrote, dictated, or otherwise participated in the writing of the document, (h) the identity of each person who signed or initialed the document, (i) the identity of each person to whom the document was addressed, (j) the present location of the document; and (k) the identity of each person having custody of, or control over, the document. Identification of the document includes identifying all documents known or believed to exist, whether or not in the custody of its attorneys or other representatives. The final version and each draft of each document should be identified and produced separately. If a document is no longer in your possession or control, state what disposition was made of it. A document need not be identified if it is produced.

9. The term “including,” or one of its inflections, means and refers to “including but not limited to.”
10. “Person” refers to, without limiting the generality of its meaning, every natural person, corporate entity, partnership, association (whether formally organized or *ad hoc*), joint venture, cooperative, municipality, commission, or governmental body or agency.
11. “Relating to” or “relates to” means comprising, embodying, addressing, presenting, discussing, concerning, referring to, pertaining to, regarding, containing, reflecting, evidencing, describing, showing, identifying, providing, disproving, consisting of, supporting, contradicting, commenting upon, analyzing, or mentioning in any way.

### **FIRST REQUEST FOR INFORMATION TO CITIES**

- 1-1. Please provide, in native format, all workpapers and documents supporting the testimony of each witness filing testimony on your behalf in this proceeding. Please ensure all formula and cells are intact.
- 1-2. For each testifying expert, please provide:
  - a. A list of all cases in which the testifying expert has submitted testimony, from 2015 to the present;
  - b. Copies of all prior testimony, articles, speeches, published materials, and peer review materials written by the testifying expert, from 2015 to the present;
  - c. The testifying expert's billing rate for this proceeding; and
  - d. All documents provided to, reviewed by, or prepared by or for the testifying expert in anticipation of the testifying expert filing testimony in this proceeding.

### **The following requests pertain to the direct testimony of Mark Garrett:**

- 1-3. Please refer to the discussion of the Incentive Compensation Survey taken by the Garrett Group LLC ("Garrett Group Survey") on pages 21-22, 27, and 45 of Mr. Mark Garrett's testimony.
  - a. Please describe the methodology for conducting and evaluating the results of the Garrett Group Survey.
  - b. Please discuss the basis for selecting the 24 states included in the Garrett Group Survey.
  - c. Please provide the results of the Garrett Group Survey taken in 2007, and updated in 2009, 2011, 2015, and 2018.
  - d. Please provide all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for Mr. Garrett in anticipation of his testimony concerning the Garrett Group Survey.
  - e. Please provide all materials used in the preparation of the Garrett Group Survey.
  - f. Provide all orders, or if publicly available, all docket numbers or citations for such orders, relied on in completing the Garrett Group Survey.
- 1-4. Referencing page 24, lines 10-12, provide all analyses conducted and materials reviewed by Mr. Garrett related to "the number of outages and mobilized response" for "other storms and other utilities."

- 1-5. Referencing page 24, lines 13-14, provide all analyses conducted and materials reviewed by Mr. Garrett related to the “percent restoration” for “other Entergy operating companies or other utilities.”