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

ENTERGY TEXAS, INC.'S THIRD REQUEST FOR INFORMATION
TO TEXAS INDUSTRIAL ENERGY CONSUMERS

TO: Texas Industrial Energy Consumers ("TIEC") by and through its attorney of record, Rex D. VanMiddlesworth, O'Melveny & Myers, LLP, 303 Colorado Street, Suite 2750, Austin, Texas 78701.

Entergy Texas, Inc. ("ETI" or "the Company") requests that TIEC 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 and 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: /s/ Lino Mendiola II
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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.

/s/ Sarah Merrick
Sarah Merrick

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. "Texas Industrial Energy Consumers" ("TIEC") refers to, for purposes of these RFIs, TIEC and its acting under contractual arrangements employees, officers, directors, agents, attorneys, consultants, and all persons with TIEC, 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.

THIRD REQUEST FOR INFORMATION TO TIEC

- 3-1. Please provide copies of all documents that Mr. Pollock reviewed and/or relied on to compile Exhibits JP-1 and JP-3.
- 3-2. In his prior testimony, has Mr. Pollock recommended a useful life for utility assets based on the manufacturer's warranty? If so, provide copies of the testimony or identify the testimony with specificity, including the regulatory commission it was filed before, the docket number, the caption, and the date filed.
- 3-3. Does Mr. Pollock agree that Exhibit JP-1 is limited to Combined Cycle Gas Turbine (CCGT) Power Plants with lifespans of 40 years or longer?
- 3-4. Did the sources Mr. Pollock reviewed in preparing Exhibit JP-1 include any CCGTs with expected lifespans of less than 40 years? If so, identify the plant, utility, nameplate capacity, in-service year, retirement year, and lifespan for such CCGTs.
- 3-5. Does Mr. Pollock agree that there is a range of lifespans for CCGTs? To the extent Mr. Pollock agrees, what is a reasonable range? To the extent Mr. Pollock disagrees in whole or in part, provide all support for his position.
- 3-6. Does Mr. Pollock agree that the lifespan for a CCGT should be assigned based on the facts and circumstances for that particular CCGT? To the extent Mr. Pollock disagrees in whole or in part, provide all support for his position.
- 3-7. Does Mr. Pollock agree that settled cases before the Commission have no precedential value? To the extent Mr. Pollock disagrees in whole or in part, provide all support for his position.
- 3-8. In his prior testimony, has Mr. Pollock ever raised environmental cost concerns in connection with constructing or operating coal plants or units? If so, provide copies of the testimony or identify the testimony with specificity, including the regulatory commission it was filed before, the docket number, the caption, and the date filed.
- 3-9. Is it Mr. Pollock's opinion that ETI should continue to operate Nelson 6 and Big Cajun 2 Unit 3 through 2042 and 2043, respectively, regardless of the environmental compliance costs for sulfur dioxide ("SO₂") and nitrogen oxides ("NO_x") emission reduction technologies (hereinafter "environmental compliance costs")?
- 3-10. Is it Mr. Pollock's position that ETI can continue to operate Nelson 6 and Big Cajun 2 Unit 3 and avoid the environmental compliance costs? If so, provide all support for his position.

- 3-11. Is it Mr. Pollock's opinion that ETI should deactivate or retire Nelson 6 and Big Cajun 2 Unit 3 to avoid the environmental compliance costs? To the extent Mr. Pollock disagrees in whole or in part, provide all support for his position.
- 3-12. Referring to Mr. Griffey's testimony at page 5, please provide a copy of the referenced "analysis that demonstrated differences in electric rates between Reliant Energy and City Public Service of San Antonio ('CPS')."
- 3-13. Referring to Mr. Griffey's testimony at page 16, please provide a copy of the referenced "benchmarking analysis of O&M costs for residential and small commercial customers circa 2005."