



## Filing Receipt

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

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

**CITIES' THIRD 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.

All information responsive to the requests on the attached Exhibit "A" should be sent to the following:

**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

## 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.



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danlawtonlawfirm@gmail.com  
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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 19<sup>th</sup> day of August, 2022, in accordance with the Order Suspending Rules issued in Project No. 50664.



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Molly Mayhall Vandervoort

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

**CITIES' THIRD REQUEST FOR INFORMATION**

- Cities 3-1. **Incentive compensation:** Please provide copies of all incentive plans offered by the Company both by the utility itself and by any affiliate that allocates costs to the utility, (including all short-term, long-term and stock-based plans)
- Cities 3-2. **Incentive accounting:** Please provide the journal entries for any stock-based incentive plans, including the initial entries when the compensation is awarded and the entries at the vesting date and the entries needed if stock is forfeited.
- Cities 3-3. **Incentive compensation:** For each incentive plan (including all short-term, long-term and stock-based plans) please provide the amounts of awards for the test year and each of the three years prior to the test year.
- Cities 3-4. **Incentive compensation:** For each incentive plan (including all short-term, long-term and stock-based plans) please provide the amount included in the revenue requirement by FERC account.
- Cities 3-5. **Incentive compensation:** Please provide an analysis of each incentive plan showing the amounts included in test year expenses for each goal or metric of the plan, such as earnings, O&M reductions, safety, reliability etc. Please provide this information for all incentive plans at the utility level and for all plans that have costs allocated to the utility.
- Cities 3-6. **Incentive compensation:** Please provide an analysis of each incentive plan showing the amounts included in test year expenses based on a) company earnings, b) rate reductions (including riders and adjustment clauses), c) utility investment reductions, d) utility investment increases, e) expense reduction, f) customer service, g) safety; and h) other (please specify).
- Cities 3-7. **Incentive compensation:** Please provide an analysis of each incentive plan showing the amounts included in pro forma expense (i.e., the requested cost of service) based on a) company earnings, b) rate reductions (including riders and adjustment clauses), c) utility investment reductions, d) utility investment increases, e) expense reduction, f) customer service, g) safety; and h) other (please specify).

- Cities 3-8. **Incentive compensation:** For each incentive plan with a payment triggered by Company earnings, please provide an analysis showing the ROE or other earnings metrics corresponding to the target level of earnings specified in the incentive plan for the test year award and the pro forma award level included in the revenue requirement. Please provide a copy of all calculations in Excel compatible format with fully functional formulas.
- Cities 3-9. **Incentive compensation:** For each incentive plan with a funding mechanism based on Company earnings, please provide an analysis showing the ROE or other earnings metrics corresponding to the funding metrics based on earnings specified in the incentive plan for the test year award and the pro forma award level included in the revenue requirement. Please provide a copy of all calculations in Excel compatible format with fully functional formulas.
- Cities 3-10. **Investor Relations:** Please identify and itemize the expenses incurred by the investor relations unit within Entergy for each the most recent four calendar years, the test year with all pro forma adjustments, and the jurisdictional amount requested to be recovered in base rates in this proceeding. Please provide the response in Excel compatible format with fully functional formulas.
- Cities 3-11. **Investor Relations:** Please provide all studies, analysis, presentations, documents, reports, memoranda, and other documentation prepared by, for, or on behalf of Entergy since 2017 that describes the investor relations unit's role, function, and responsibilities within Entergy.
- Cities 3-12. **Investor Relations:** Please provide all studies, analysis, presentations, documents, reports, memoranda, and other documentation prepared by, for, or on behalf of Entergy since 2017 that indicate how effective the investor relations unit has been in carrying out its function and responsibilities as referenced in the prior production of documents request.
- Cities 3-13. **Board of Directors:** Please provide the total Board of Directors compensation for Entergy allocated to ETI for each the most recent four calendar years, the test year with all pro forma adjustments, and the jurisdictional amount requested to be recovered in base rates in this proceeding. In the response, identify separately the following components of compensation: cash; stock awards; and other. Please provide the response in Excel compatible format with fully functional formulas.
- Cities 3-14. **Directors and Officers Liability Insurance:** Please provide the Directors and Officers Liability Insurance premiums allocated to ETI for each the most recent four calendar years, the test year with all pro forma adjustments, and the jurisdictional amount requested to be recovered in base rates in this proceeding. Please provide the response in Excel compatible format with fully functional formulas.