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

APPLICATION OF ENTERGY TEXAS, INC. FOR AUTHORITY TO CHANGE RATES	§ § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**OFFICE OF PUBLIC UTILITY COUNSEL’S
FIFTH REQUEST FOR INFORMATION TO
ENTERGY TEXAS, INC.**

Pursuant to 16 Texas Administrative Code (“TAC”) § 22.144, the Office of Public Utility Counsel (“OPUC”) submits this Fifth Request for Information to Entergy Texas, Inc. (“ETI”). OPUC requests that ETI provide answers to the request for information under oath as required by 16 TAC § 22.144(c)(2)(F) within the timeframe specified in the procedural schedule in this proceeding. OPUC further requests that ETI provide an answer to the questions and sub-questions in the order listed below with sufficient detailed information to provide a complete and accurate answer to each question and sub-question.

Definitions

1. “ETI,” the “Company,” “Applicant,” “You,” and “Your” refer to Entergy Texas, Inc. and its affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees, or other persons.
2. “Document” and “documents” include any written, recorded, filmed, or graphic matter, whether produced, reproduced, or on paper, cards, tape, film, electronic facsimile, computer storage device, or any other media, including, but not limited to, electronic mail (e-mail), memoranda, notes, analyses, minutes, records, photographs, correspondence, telegrams, diaries, bookkeeping entries, financial statements, tax returns, checks, check stubs, reports, studies, charts, graphs, statements, notebooks, handwritten notes, applications, contracts, agreements, books, pamphlets, periodicals, appointment calendars, records and recordings of oral conversations, work papers, observations, commercial practice manuals, reports, summaries of interviews, reports of consultants, appraisals,

forecasts, tape recordings, or any form of recording that is capable of being transcribed into written form.

Instructions

1. The Definitions, Instructions, and Claim of Privilege sections set forth in this request for information apply to these questions.
2. In providing an answer to each question, please furnish all of the information that is in your possession, custody, or control, as defined by Texas Rules of Civil Procedure (Tex. R. Civ. Proc.) 192.7(b), including information in the possession, custody, or control of your affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees, or other persons.
3. Please answer each question based upon your knowledge, information, or belief, and state whether each answer is based upon your knowledge, information, or belief.
4. If you have possession, custody, or control, as defined by Tex. R. Civ. Proc. 192.7(b), of an original requested document, please produce the original requested document or a complete copy of the original requested document and all copies that are different in any way from the original requested document, whether by interlineation, receipt stamp, or notation.
5. If you do not have possession, custody, or control of an original requested document, please produce copies of the document, however made, in your possession, custody, or control. If any requested document is not in your possession, custody, or control, please explain why the document is not in your possession, custody, or control and provide the current location and custodian of the requested document or any copy, summary, or other form of the requested document thereof.
6. If there is any confusion about a question, please contact the undersigned counsel for clarification.
7. In providing your response to a question, please start each response on a separate page and type, at the top of the page, the question that is being answered by the response.
8. As part of the response to each question, please state, at the bottom of the answer to the question, the name and job position of each person(s) who participated in any way, other than by providing clerical assistance, in the preparation of the answer to the question. If

the question has sub-parts, please identify each person(s) by name and job position that participated in any way, other than by providing clerical assistance, in the preparation of the answer for each sub-part of the question.

9. Please state the name of the witness in this docket who will sponsor the answer to the question and/or sub-part of the question and who will swear to the truthfulness of the answer to the question and/or sub-part of the question.
10. Please provide individual responses to questions as each response becomes available, rather than waiting to provide all of the responses to the questions at the same time.
11. These questions are continuing in nature. If there is a change in circumstances or facts or if you receive or generate additional information that changes your answer to a question between the time of your original response and the time of the hearing, then you should submit, under oath, a supplemental response to your earlier answer to the question.
12. If you consider any question to be unduly burdensome, or if the response would require the production of a voluminous amount of material, please contact the undersigned counsel, as soon as possible, to discuss the situation and try to resolve the issue. Furthermore, if you object to any question on the grounds that the question seeks confidential information, or on any other grounds, please contact the undersigned counsel, as soon as possible, to discuss the situation and try to resolve the issue.
13. If the response to any question is voluminous, please make available all of the voluminous material at a designated location in Austin. Please provide a detailed index for the voluminous material with your response to the question to enable efficient review of the material. The index should include information sufficient to locate each individual document by page, file, and box number, date of each document, title of each document, description of each document if no document title exists, name of the preparer of each document, and length of each document.
14. If the requested information is included in previously furnished exhibits, workpapers, or 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 to the previously furnished information.

15. If a question requests the production of copyrighted material, you may provide a list of such material, including the title, publisher, author, edition, and page references relied on or otherwise relevant to the question.

Claim of Privilege

If any document is withheld under any claim of privilege, please provide a list that identifies each document for which a privilege is being claimed, including the date, sender, recipient(s) of the privileged document, recipient(s) of copies of the privileged document, subject matter of the privileged document, and the basis upon which a privilege is being claimed by the Company.

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- 5-1.** Please refer to ETI Response to OPUC RFI No. 2-6. Please provide a detailed explanation of the significant increases in the Entergy Services, LLC (“ESL”) charges to ETI in accounts 926000 and 926NSI between 2020 and 2021. Please include in your response a schedule that provides a breakdown of the amounts related to any settlement charges discussed by Mr. Batten in his direct testimony, page 6. Please also confirm or deny that the settlement amounts reflect 1/3rd of the total based on the proposed three-year amortization of these expenses.
- 5-2.** Please refer to ETI Response to OPUC RFI No. 1-14, TP-53719-00OPC001-Z014. Please confirm or deny that a computation of the total ESL incentive compensation charged to ETI plant in service can be determined by dividing the amounts shown on OPUC RFI No. 1-14, page 1, by the corresponding percentages included on OPUC 1-14, page 2. If deny, provide the total amount of ESL incentive compensation that was charged to ETI capital prior to determining the financially based exclusions in FERC Accounts 101 and 106 for each of the periods shown on OPUC RFI No. 1-14, page 1. Please also confirm or deny that the amounts shown on OPUC RFI No. 1-4, page 1, include both annual and long-term incentive compensation for ESL employees. If deny, please provide an explanation.
- 5-3.** Please refer to ETI Response to OPUC RFI No. 1-10. Please provide a schedule that shows the breakdown between capitalized incentive compensation and expense incentive compensation booked by ETI during the test year that includes:
- a. The total amount of capitalized incentive compensation for each of the annual incentive plans for awards to ETI direct employees;
 - b. The total amount of capitalized incentive compensation for each of the long-term incentive plans for awards to ETI direct employees;
 - c. The total amount of the capitalized incentive compensation for each of the annual incentive plans for awards to ESL employees as allocated to ETI;
 - d. The total amount of the annual incentive compensation by annual incentive plan for awards to ETI direct employees that was expensed during the test year;
 - e. The total amount of long-term incentive compensation by long-term incentive plan for awards to ETI direct employees that was expensed during the test year;
 - f. The total amount of annual incentive compensation by annual incentive plan for awards to ESL employees and allocated to ETI as expense during the test year; and
 - g. The total amount of long-term incentive compensation by long-term incentive plan for awards to ESL employees and allocated to ETI as expense during the test year.

Please provide this information both before and after proposed adjustments.

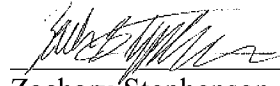
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- 5-4.** Please refer to the Direct Testimony of Mr. Jennifer Raeder, page 11. Please confirm or deny that the Entergy Achievement Multiplier ("EAM") for the 2022 annual incentive compensation payout was 125%. If deny, provide the EAM that was used to determine incentive compensation for each of the annual incentive plans for which the EAM is applicable.
- 5-5.** Please refer to Schedule E-2.3 sponsored by Mr. Dornier. Please provide an explanation for the significant increase in the Spindletop on-site storage capacity and amount of cushion gas required at Spindletop when compared to these two measures shown on the same schedule in Docket No. 48371.
- 5-6.** Please refer to the Direct Testimony of Mr. Dornier, Exhibit ALD-1, WP/ALD Testimony 2 HSPM. Please provide the monthly injections, measured in MMBTUs, and the monthly withdrawals, measured in MMBTUs, at Spindletop for the period January 2018 through December 2020.

Date: August 31, 2022

Respectfully submitted,

Chris Ekoh
Interim Chief Executive and Public Counsel
State Bar No. 06507015

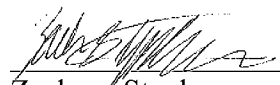


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ATTORNEYS FOR THE
OFFICE OF PUBLIC UTILITY COUNSEL

CERTIFICATE OF SERVICE
SOAH DOCKET NO. 473-22-04394
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I hereby certify that a copy of the foregoing document was served on all parties of record in this proceeding on this 31st day of August 2022 by facsimile, electronic mail, and/or first class, U.S. Mail.



Zachary Stephenson