



## **Filing Receipt**

**Filing Date - 2024-07-19 01:01:45 PM**

**Control Number - 56735**

**Item Number - 22**

**SOAH DOCKET NO. 473-24-20657**  
**PUC DOCKET NO. 56735**

<b>APPLICATION OF ENTERGY</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>TEXAS, INC. FOR APPROVAL OF A</b>	<b>§</b>	<b>OF</b>
<b>SYSTEM RESILIENCY PLAN</b>	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF THE APPLICATION**

On June 21, 2024, Entergy Texas, Inc. (Entergy) filed an application for approval of a resiliency plan, specifically the Phase I of its proposed Texas Future Ready Resiliency Plan, under PURA<sup>1</sup> § 38.078(e) and Texas Administrative Code (TAC) § 25.62. ETI notes that Phase I is comprised of certain projects utilizing six types of resiliency methods enumerated in PURA § 38.078(b) and TAC § 25.62(c)(1), totaling \$335 million.

Under 16 Texas Administrative Code (TAC) § 25.62(d)(2)(A), Staff (Staff) of the Public Utility Commission of Texas has 28 calendar days after the resiliency plan is filed to file a recommendation on the sufficiency of the resiliency plan. Therefore, this pleading is timely filed.

**I. RECOMMENDATION ON SUFFICIENCY OF THE APPLICATION**

Staff has reviewed Entergy’s application and, as laid out in the memorandum of John Poole, Infrastructure Division, Staff recommends the application be found deficient. Staff further recommends that a deadline be given to Entergy to cure the deficiencies in the application.

**II. CONCLUSION**

For the reasons detailed above, Staff respectfully recommends that Entergy’s application be found deficient.

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<sup>1</sup> Public Utility Regulatory Act, Tex. Util. Code §§ 11.001-66.016.

Dated: July 19, 2024

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Marisa Lopez Wagley  
Division Director

Andy Aus  
Managing Attorney

/s/ Dylan King  
Dylan King  
State Bar No. 24131431  
Arnett D. Caviel  
State Bar No. 24121533  
Garrett Sharp  
State Bar No. 24138026  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7299  
(512) 936-7268 (facsimile)  
Dylan.King@puc.texas.gov

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**CERTIFICATE OF SERVICE**

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on July 19, 2024, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Dylan King  
Dylan King

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Dylan King,  
Legal Division

**FROM:** John Poole, P.E.,  
Infrastructure Division

**DATE:** July 19, 2024

**RE:** Docket No. 56735, *Application of Entergy Texas, Inc. for Approval of a System Resiliency Plan*

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On June 21, 2024, Entergy Texas, Inc. (Entergy) filed an application for approval of a system resiliency plan. I have reviewed the Application and all attachments filed by Entergy in this docket for compliance with 16 Tex. Admin. Code (TAC) § 22.62. After reviewing all the filed information, I found the application deficient in the following areas:

- I. 16 TAC § 25.62(c)(2) requires that the resiliency plan must be “organized by measure, including a description of any activities, actions, standards, services, procedures, practices, structures, or equipment associated with each measure.” Entergy’s application, while organized by measure, does not describe the activities, actions, services, procedures, structures, or equipment associated with each measure. Entergy’s application also does not explain how it utilizes the methods in 16 TAC § 25.62(c)(1). Therefore, I find the application deficient in this area.
- II. 16 TAC § 25.62(c)(2)(D) requires that “if a resiliency plan includes measures that are similar to other existing programs or measures, such as a storm hardening plan under §25.95 of this title (relating to Electric Utility Infrastructure Storm Hardening) or a vegetation management plan under §25.96 of this title (relating to Vegetation Management), or programs or measures otherwise required by law, the electric utility must distinguish the measures in the resiliency plan from these programs and measures and, if appropriate, explain how the related items work in conjunction with one another.” Entergy’s application lists measures very similar to their Electric Utility

Infrastructure Storm Hardening and does not provide descriptions of the activities, as also required by 16 TAC § 25.62(c)(2) to distinguish them. Therefore, I find the application deficient in this area.

III. 16 TAC § 25.62(c)(2)(E) requires that the resiliency plan must “provide implementation details for each of the plan’s measures, including estimated capital costs, estimated operations and maintenance expenses.” Entergy’s resiliency plan does not do this, outside of one footnote in the testimony of Sean Meredith,<sup>1</sup> however this should be broken out clearly in the application. Therefore, I find the application deficient in this area.

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<sup>1</sup> Direct Testimony of Sean Meredith at 10.