

**LOUISIANA PUBLIC SERVICE COMMISSION**  
**MINUTES FROM NOVEMBER 17, 2016**  
**OPEN SESSION**

**MINUTES OF NOVEMBER 17, 2016 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE COMMISSIONER FOSTER CAMPBELL, COMMISSIONER LAMBERT BOISSIERE, COMMISSIONER ERIC SKRMETTA, CHAIRMAN SCOTT ANGELLE, COMMISSIONER CHARLIE DEWITT AND EXECUTIVE SECRETARY EVE KAHAO GONZALEZ.**

**Open Session of November 17, 2016, convening at 9:26A.M., and adjourning at 1:04P.M., Natchez Room, 602 N. 5<sup>th</sup> Street, 1<sup>st</sup> Floor, Baton Rouge, Louisiana, with the above-named members of the Commission and Executive Secretary Eve Kahao Gonzalez.**

<p><b>Ex. 1</b></p>	<p>Chairman Scott Angelle led the Commission and those attending in observing a moment of silence in honor of late Commissioner Clyde Holloway.</p> <p>Karen Haymon, Commissioner Holloway’s Executive Assistant, offered thanks on behalf of the late Commissioner and his family.</p> <p>Commissioner Campbell gave reflections on his time working with Commissioner Holloway and welcomed Commissioner DeWitt.</p> <p>Brandon Frey, Executive Counsel, presented a resolution on behalf of the late Commissioner Clyde Holloway. On motion of Chairman Angelle, with a unanimous second, the Commission adopted the resolution commending the service of Commissioner Holloway.</p> <p>Chairman Angelle welcomed Commissioner Charlie DeWitt, who will serve the unexpired term of Commissioner Holloway.</p> <p>Chairman Angelle recognized Commissioner-Elect Mike Francis.</p> <p>Brandon Frey announced the LSBA Public Utility Section CLE will be held December 9, 2016 at the Watermark Hotel, 150 Third Street Baton Rouge, LA.</p> <p>Brandon Frey announced the Commission's December B&amp;E meeting will be held in District 1 at The Pontchartrain Center 4545 Williams Blvd., Kenner, LA 70065 at 10am.</p> <p>Brandon Frey announced that Ann Hill, who is the currently the Transportation Division Head, has accepted a position with Northwestern Energy in Montana and that this would be her last Commission meeting.</p>
<p><b>Ex. 2</b></p>	<p><b>T-33658</b> - Sprint Waste Services, LP (St. Gabriel, Louisiana), ex parte. In re: Application to amend Common Carrier Certificate No. 7752-A to allow transportation of non-hazardous oilfield waste, non-hazardous industrial solid waste and hazardous waste, statewide, without limitation as to type or number of trucks and other equipment.</p> <p><b>In re: Discussion and possible vote on Stafford Transport of Louisiana, Inc. and Stranco, LLC’s request for reconsideration and review of interlocutory ruling.</b></p> <p><b>PULLED</b></p>
<p><b>Ex. 3</b></p>	<p><b>T-34177</b> - Louisiana Public Service Commission vs. Aces Towing Enterprises, LLC (Chalmette, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:1177 for failure to pay to the state a fee for the 2012, 2013 &amp; 2014 for the inspection, control, and supervision of its business service and rates authorized in Common Carrier Certificate Number 6799-A.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner DeWitt, with Commissioner Campbell and Commissioner Boissiere concurring and Commissioner Skrmetta temporarily absent, the Commission voted to adopt the ALJ recommendation.</p>

<p><b>Ex. 4</b></p>	<p><b>T-34180</b> - Louisiana Public Service Commission vs. Justice Wrecker Service, Inc. (Monroe, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:1177 for failure to pay to the state a fee for the 2012, 2013 &amp; 2014 for the inspection, control, and supervision of its business service and rates authorized in Common Carrier Certificate Number 6630.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner DeWitt, with Commissioner Campbell and Commissioner Boissiere concurring and Commissioner Skrmetta temporarily absent, the Commission voted to adopt the ALJ recommendation.</p>
<p><b>Ex. 5</b></p>	<p><b>T-34182</b> - Louisiana Public Service Commission vs. A Confidential Transportation, Inc. (Kenner, Louisiana). In re: Alleged violation of Louisiana Revised Statutes Title 45:1177 for failure to pay to the state a fee for the 2012, 2013 &amp; 2014 for the inspection, control, and supervision of its business service and rates authorized in Registration &amp; Insurance Permit Number 1497.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Campbell, with Commissioner Boissiere and Commissioner DeWitt concurring and Commissioner Skrmetta temporarily absent, the Commission voted to adopt the ALJ recommendation.</p>
<p><b>Ex. 6</b></p>	<p><b>T-34202</b> - Louisiana Public Service Commission vs. Red Rock Rentals LLC (Ruston, Louisiana). In re: Alleged violation of La. R.S. 45:161 through 180.1, by operating Intrastate without LPSC authority on three (03) counts; allegedly occurring on or about June 09, 2016 through June 10, 2016.</p> <p><b>In re: Discussion and possible vote to accept Affidavit and Stipulation signed by carrier pursuant to Rule 57.</b></p> <p>On motion of Commissioner Boissiere, seconded by Commissioner Campbell, with Chairman Angelle and Commissioner DeWitt concurring and Commissioner Skrmetta temporarily absent, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Chairman Angelle, seconded by Commissioner DeWitt, with Commissioner Campbell and Commissioner Boissiere concurring and Commissioner Skrmetta temporarily absent, the Commission voted to approve the Affidavit and Stipulation executed September 22, 2016.</p>
<p><b>Ex. 7</b></p>	<p><b>U-34033</b> - Claiborne Electric Cooperative, Inc., ex parte. In re: 2015 Formula Rate Plan Annual Report filing.</p> <p><b>In re: Discussion and possible vote on Joint Report and Draft Order.</b></p> <p>On motion of Commissioner Campbell, seconded by Commissioner DeWitt, with Commissioner Boissiere and Chairman Angelle concurring and Commissioner Skrmetta temporarily absent, the Commission voted to accept the Joint Report and Draft Order filed November 2, 2016.</p>
<p><b>Ex. 8</b></p>	<p><b>U-32676</b> - Louisiana Public Service Commission, ex parte. In re: Fuel Adjustment Clause ("FAC") of Entergy Louisiana, LLC for 2005-2009.</p> <p><b>In re: Discussion and Possible Vote on Joint Report of Proceedings and Draft Order.</b></p> <p>On motion of Commissioner Boissiere, seconded by Commissioner Campbell, with Chairman Angelle and Commissioner DeWitt concurring and Commissioner Skrmetta temporarily absent, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner DeWitt, seconded by Commissioner Boissiere, with Commissioner Campbell and Chairman Angelle concurring and Commissioner Skrmetta temporarily absent, the Commission voted to adopt the Joint Report of Proceedings and Draft Order reflecting that Commission Staff identified \$3,567,090.50 in total refunds and/or realignments for ELL's 2005-2009 FAC filings and of those ELL has corrected all but the Dry Cask Fuel Storage costs of \$1,047,321.16, which are being considered in Docket No. U-32498.</p>

<p><b>Ex. 9</b></p>	<p><b>U-33770</b> - Entergy Louisiana, LLC, Entergy Gulf States Louisiana, L.L.C and Entergy Louisiana Power, LLC. In re: Joint Application for Approval to Construct St. Charles Power Station, and for Cost Recovery.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p><b>(Ex. 5 on the August 31, 2016 B&amp;E Agenda)</b></p> <p>Commissioner Skrmetta made the following motion:</p> <p>Concerns were raised in this proceeding about the procedure and timing to raise complaints regarding a utility Request for Proposals for new generation resources. I believe the Commission’s Market Based Mechanisms Order should be reviewed to ensure the rules are clear for the future. The Commission has opened a new Docket R-34247 to address this issue pursuant to a Directive issued at the August 31, 2016 Commission meeting.</p> <p>I also understand that there were certain findings about the scope of the Request for Proposals process and the resource planning and decisions that were made by Entergy in this proceeding in support of the St. Charles CCGT.</p> <p>I request that the Motion for approval and Commission Order in this proceeding shall specifically state and make clear that approval of the St. Charles CCGT does not mean that the findings or recommendations in this proceeding shall apply one way or the other, to any future utility applications for approval of new generation resources.</p> <p>As is always the case, each utility generation resource application shall be evaluated and decided on its own merits.</p> <p>Parties in future proceedings can raise any concerns and issues with future generation resource applications as they believe appropriate provided they comply with the Commission’s rules and procedures, and the scope and merit of those concerns and issues shall be determined on their own merits and without regard to the findings or recommendations in this case.</p> <p>Following discussion, the motion was seconded by Commissioner Boissiere and unanimously adopted.</p>
<p><b>Ex. 10</b></p>	<p><b>U-32812</b> - Entergy Louisiana, LLC, ex parte. In re: Prudence review, including project costs, of the Waterford 3 Steam Generator Replacement Project conducted in compliance with Orders No. U-30670 and U-31944-A.</p> <p><b>In re: Discussion and possible vote on uncontested stipulated settlement.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Skrmetta, with Commissioner Boissiere and Commissioner DeWitt concurring and Commissioner Campbell temporarily absent, the Commission voted to amend the Agenda and take the matter up in Executive Session.</p> <p>On motion of Chairman Angelle, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to go into Executive Session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, the Commission voted to exit Executive Session.</p> <p><b>PASSED</b></p>
<p><b>Ex. 11</b></p>	<p><b>U-32812</b> - Entergy Louisiana, LLC, ex parte. In re: Prudence review, including project costs, of the Waterford 3 Steam Generator Replacement Project conducted in compliance with Orders No. U-30670 and U-31944-A.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p><b>(Ex. 4 on the August 31, 2016 B&amp;E Agenda)</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to go into Executive Session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, the Commission voted to exit Executive Session.</p>

	<b>PASSED</b>
<b>Ex. 12</b>	<p><b>U-33740</b> - Saunders, Ltd. vs The Baton Rouge Water Works Company. In re: Formal complaint alleging overcharges for water service.</p> <p><b>In re: Discussion and possible vote on Motion for Rehearing.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to grant the Motion for Rehearing and directed that the matter be heard at the December 21, 2016 meeting.</p>
<b>Ex. 13</b>	<p><b>U-33817</b> - CenterPoint Energy-Entex, ex parte. In re: Rider RSP-R4 Compliance Filing for the twelve months ending June 30, 2015.</p> <p><b>In re: Discussion and possible vote on Joint Report and Draft Order.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Angelle, and unanimously adopted, the Commission voted to accept the Joint Report and Draft Order filed November 1, 2016.</p>
<b>Ex. 14</b>	<p><b>U-33818</b> - CenterPoint Energy-Arkla, ex parte. In re: Rider RSP-1 Compliance Filing for the twelve months ending June 30, 2015.</p> <p><b>In re: Discussion and possible vote on Joint Report and Draft Order.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to accept the Joint Report and Draft Order filed November 1, 2016.</p>
<b>Ex. 15</b>	<p><b>U-33984</b> - Claiborne Electric Cooperative, Inc., ex parte. In re: Application to Extend 2015 Formula Rate Plan.</p> <p><b>In re: Discussion and possible vote on uncontested stipulated settlement.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to adopt the Proposed Uncontested Stipulated Settlement filed October 13, 2016.</p>
<b>Ex. 16</b>	<p><b>U-34032</b> - S.D.U., LLC, ex parte. In re: Request for an increase in rates for wastewater utility service and fees for the Iberville Trace residents in Iberville Parish.</p> <p><b>In re: Discussion and possible vote on Stipulated Settlement.</b></p> <p><b>(Ex. 6 on the August 31, 2016 B&amp;E Agenda)</b></p> <p><b>PASSED</b></p>
<b>Ex. 17</b>	<p><b>U-33434</b> - Cleco Power LLC, ex parte. In re: Joint Application of Cleco Power LLC and Cleco Partners L.P. for: (1) Authorization for the Change of Ownership and Control of Cleco Power LLC and (ii) Expedited Treatment.</p> <p><b>In re: Update from Applicants regarding compliance with transaction requirements.</b></p> <p>Status report was given by attorney John Shirley of Phelps Dunbar.</p> <p>On motion of Commissioner DeWitt, with Commissioner Campbell, Commissioner Skrmetta and Chairman Angelle concurring and Commissioner Boissiere temporarily absent, the Commission directed staff to send a letter to the City of Alexandria reiterating the status report presented.</p>
<b>Ex. 18</b>	<p>Cleco Power LLC - 2016 Formula Rate Plan Monitoring Report</p> <p><b>In re: Discussion and possible vote to hire outside consultant.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, with Chairman Angelle and Commissioner DeWitt concurring and Commissioner Boissiere temporarily absent, the Commission voted to hire United Professionals Company to assist Staff throughout completion of the docket for a proposed budget of \$37,000 in fees for the RFP review, \$25,000</p>

	for the MATS prudence review, and \$3,000 in expenses for a total not to exceed budget of \$65,000.
<b>Ex. 19</b>	<p><b>U-34108</b> - Beauregard Electric Cooperative, Inc., ex parte. In re: 2015 Test Year Annual Report Filing.</p> <p><b>In re: Discussion and Possible Vote on Joint Report and Draft Order.</b></p> <p><b>PASSED</b></p>
<b>Ex. 20</b>	<p><b>U-29203</b> - Entergy Gulf States, Inc. and Entergy Louisiana, Inc., Ex Parte. In re: Joint Application of Entergy Gulf States, Inc. and Entergy Louisiana, Inc. for Interim and Permanent Recovery in Rates of Costs Related to Hurricanes Katrina and Rita.</p> <p><b>U-30981</b> - Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC, Ex Parte., In re: Joint Application of Entergy Gulf States Louisiana, L.L.C. and Entergy Louisiana, LLC for Recovery in Rates of Costs Related to Hurricanes Gustav and Ike.</p> <p><b>U-32764</b> - Entergy Louisiana, LLC and Entergy Gulf States Louisiana, L.L.C., Ex Parte., In re: Joint Application of Entergy Louisiana, LLC and Entergy Gulf States Louisiana, L.L.C. for Recovery in Rates of Costs Related to Hurricane Isaac, Determination of Appropriate Storm Reserve Escrow Amounts and Related Relief.</p> <p><b>In Re: Discussion and possible vote to approve the Annual Report of the Louisiana Utilities Restoration Corporation to the Louisiana Public Service Commission for the fiscal year 2016 dated September 15, 2016, including the annual Operating Budget for fiscal year 2017 and the interim and annual Compiled Financial Statements for fiscal year 2016, as attached thereto.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Angelle, with Commissioner Campbell and Commissioner DeWitt concurring and Commissioner Boissiere temporarily absent, the Commission voted to approve the Fiscal Year 2016 Annual Report of the Louisiana Utilities Restoration Corporation to the Louisiana Public Service Commission dated September 15, 2016, including the Annual Operating Budget for the fiscal year ending June 30, 2017 and interim and compiled annual financial statements for the fiscal year ending June 30, 2016 submitted therewith.</p>
<b>Ex. 21</b>	<p><b>R-31106</b> - LPSC, ex parte. In re: Rulemaking to study the possible development of financial incentives for the promotion of energy efficiency by jurisdictional electric and gas utilities.</p> <p><b>In re: Discussion and possible vote to maintain Phase 1 pending consideration of Phase 2 and for additional scope of work and budget for J. Kennedy and Associates for Phase 2.</b></p> <p><b>(Ex. 13 on the August 31, 2016 B&amp;E Agenda)</b></p> <p><b>PASSED</b></p>
<b>Ex. 22</b>	<p><b>R-32786</b> - Louisiana Public Service Commission, ex parte. In re: Rulemaking to establish “Best Practices” protocols for disaster planning and response by all LPSC-jurisdictional utilities.</p> <p><b>In re: Discussion and possible vote on proposed rule.</b></p> <p><b>(Ex. 14 on the August 31, 2016 B&amp;E Agenda)</b></p> <p><b>PASSED</b></p>
<b>Ex. 23</b>	<p><b>R-33929</b> - Louisiana Public Service Commission, ex parte. In re: Review of policies related to customer-owned solar generation and possible modification of the Commission’s current net metering rules.</p> <p><b>In re: Discussion and possible vote on Staff's Phase I Recommendation.</b></p> <p><b>(Ex. 15 on the August 31, 2016 B&amp;E Agenda)</b></p> <p>After discussion regarding whether to pass this item, on motion of Commissioner Boissiere,</p>

	<p>seconded by Commissioner Campbell, with Commissioner DeWitt concurring and Commissioner Skrmetta and Chairman Angelle opposing, the Commission voted to hear Ex. 23.</p> <p>Commissioner Skrmetta made the following motion:</p> <p>I move that we adopt the Staff's Phase I Recommendation issued April 15, 2016 and implement the attached proposed rule changes including that the net metering cap shall not be lifted until Phase II is complete. Phase II shall be completed within 6 months of the vote adopting Phase I.</p> <p>Following discussion and testimony from several parties the motion was seconded by Chairman Angelle opposed by Commissioner Boissiere, Commissioner Campbell and Commissioner DeWitt; therefore failed due to 2:3 vote.</p> <p>On motion of Commissioner Boissiere, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to adopt the Staff Recommendation filed April 15, 2016 and implement the proposed rule changes.</p>
<b>Ex. 24</b>	<p><b>FA-34099</b> - Henderson Ridge Consulting, Inc., ex parte. In re: Request for an increase in the authorized contract amount for services to be rendered and expenses to be incurred on behalf of the Commission in Docket No. X-33753. (Entergy Louisiana, LLC's 2015 RFP).</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Campbell, with Commissioner DeWitt concurring and Commissioner Boissiere and Commissioner Skrmetta temporarily absent, the Commission voted to reject the ALJ's recommendation.</p>
<b>Ex. 25</b>	<p><b>FA-34100</b> - Henderson Ridge Consulting, Inc., ex parte. In re: Request for an increase in the authorized contract amount for services to be rendered and expenses to be incurred on behalf of the Commission in Docket No. U-33779 (Concordia Electric Cooperative Inc.'s) Application for Approval of a Formula Rate Plan.</p> <p><b>In re: Discussion and possible vote on ALJ recommendation.</b></p> <p>Commissioner DeWitt made a motion, seconded by Commissioner Campbell, to adopt the ALJ recommendation. Commissioner DeWitt withdrew his motion.</p> <p>On Chairman Angelle's motion, seconded by Commissioner DeWitt, and unanimously adopted, the Commission voted to remand this matter back to the ALJ with instructions that the Staff be allowed to file exceptions to the recommendation.</p>
<b>Ex. 26</b>	<p><b>D-34030</b> - Louisiana Public Service Commission versus Premier Votes, LLC. In re: Alleged violations of Title 45, Chapter 8-H of the Revised Statutes of 1950, Sections 844.11 through 844.15, as amended, by telephonic soliciting residential telephonic subscribers in violation of the Commission's LPSC Do Not Call General Order dated October 26, 2006.</p> <p><b>In re: Discussion and possible vote to accept Affidavit and Stipulation signed by carrier pursuant to Rule 57.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner DeWitt, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Chairman Angelle, and unanimously adopted, the Commission voted to approve the terms of the Affidavit and Stipulation executed on July 29, 2016.</p>
<b>Ex. 27</b>	<p>LPSC, ex parte</p> <p><b>In re: Discussion and possible vote to modify the Executive Orders dated August 17, 2016 and August 19, 2016.</b></p> <p>Commissioner Skrmetta made a motion to adopt the recommended modifications.</p> <p>After brief discussion, Commissioner Skrmetta withdrew his motion and the matter was</p>

	<p><b>PASSED.</b></p> <p>Chairman Angelle asked Staff to open a docket to look into noncompliance associated with the previous orders.</p>
<p><b>Ex. 28</b></p>	<p><b>S-34066</b> - Cleco Power LLC, ex parte. In re: Notification pursuant to Section 5.02 of the Commission's General Order dated July 26, 2013 regarding the net metering cap.</p> <p><b>S-34091</b>-Boomerang Wireless, LLC, ex parte. In re: Application for Expansion of Service Area as a Wireless ETC (Low Income Only).</p> <p><b>U-33892</b> - Entergy Louisiana, LLC, ex parte. In re: Notification Pursuant to Section 5.02 of the LPSC's Net Metering General Order R-31417, dated July 26, 2013.</p> <p><b>In re: Possible executive session pursuant to La. R.S. 42:17 to discuss litigation strategy.</b></p> <p><b>In re: Discussion and possible vote regarding orders.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to enter executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to exit executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to rescind the following Commission Orders: S-34066, S-34091, and U-33892.</p>
<p><b>Ex. 29</b></p>	<p><b>S-34066</b> - Cleco Power LLC, ex parte. In re: Notification pursuant to Section 5.02 of the Commission's General Order dated July 26, 2013 regarding the net metering cap.</p> <p><b>In re: Discussion and possible vote on Motion to Rescind/Vacate Order and Alternative Motion for Rehearing.</b></p> <p><b>PULLED</b></p>
<p><b>Ex. 30</b></p>	<p><b>S-34091</b> - Boomerang Wireless, LLC, ex parte. In re: Application for Expansion of Service Area as a Wireless ETC (Low Income Only).</p> <p><b>In re: Discussion and possible vote on Motion for Rehearing.</b></p> <p><b>PASSED</b></p>
<p><b>Ex. 31</b></p>	<p>1) Reports 2) <b>Resolutions</b></p> <p><b>Resolution honoring the service of Chairman Clyde Holloway.</b></p> <p>3) Discussions 4) <b>ERSC/OMS Business</b></p> <p><b>Discussion and possible vote to ratify the votes taken by Commissioner Skrmetta acting as the Commission's representative on the Board of Directors of the Organization of MISO States.</b></p> <p>On motion of Chairman Angelle, seconded by Commissioner Boissiere, with Commissioner Campbell and Commissioner DeWitt concurring, and Commissioner Skrmetta abstaining, the Commission voted to ratify Commissioner Skrmetta's vote taken on September 22, 2016.</p> <p>5) <b>Directives</b></p> <p><b><u>Directive from Vice Chairman Angelle regarding rules related to combined heat and power (“CHP”).</u> - PASSED</b></p> <p><b>Ex. 26 on the August 31, 2016 B&amp;E Agenda</b></p>

<p><b>Ex. 32</b></p>	<p><b>U-32245</b> - Louisiana Public Service Commission, ex parte. In re: Audit of Entergy Gulf States Louisiana, L.L.C.'s charges flowed through its Fuel Adjustment Charge, pursuant to Commission General Order U-21497 dated November 6, 1997, from the period beginning January 1, 2005 through December 31, 2009.</p> <p><b>In re: Discussion and possible vote on uncontested stipulated settlement pursuant to Rule 57.</b></p> <p><b>At the request of Commissioner Boissiere.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner DeWitt, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner DeWitt, and unanimously adopted, the Commission voted to approve the unopposed terms of the Uncontested Stipulated Settlement on November 10, 2016.</p>
<p><b>Ex. 33</b></p>	<p><b>U-34200</b> - Southwestern Electric Power Company (SWEPCO), ex parte. In re: Review of Possible Modifications to SWEPCO's Formula Rate Plan as Extended in Docket No. U-32220.</p> <p><b>In re: Discussion and possible vote of SWEPCO's request for deferral order for environmental retrofit investment costs</b></p> <p><b>At the request of Commissioner Campbell.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the Uncontested Proposed Stipulated Partial Settlement Agreement filed November 10, 2016.</p>
<p><b>Ex. 34</b></p>	<p><b><u>Directive from Commissioner Skrmetta regarding Vinton Public Power Authority and Sam Rayburn Municipal Power Authority.</u></b></p> <p><b>At the request of Commissioner Skrmetta.</b></p> <p>Pursuant to a previous directive, Commission Staff and outside consultants and attorneys have investigated the facts and circumstances surrounding the dispute between Vinton Public Power Authority ("VPPPA") and Sam Rayburn Municipal Power Authority ("SRMPA") to determine how such dispute may relate to Commission jurisdiction and how The Commission's regulated ratepayers may be impacted. The consultants and attorneys have completed their review and advised that the Vinton/SRMPA dispute is facilitated by the Commission's Special Order 01-2001 which allowed for Entergy Louisiana to shed load and simultaneously avoid affiliated requirements obligations. While the Commission appears to have no direct interest in the dispute between SRMPA and VPPA, the dispute has called into question whether Special Order 01-2001 should be continued or rescinded. The order specifically provides that its impacts can be reviewed and that contracts allowed thereby could be voided within 90 days. I would therefore like to direct the Staff to open a docket for the review of Special Order 01-2001 to determine if it remains in the best interest of Louisiana ratepayers and for economies of scale I would request that the consultants and attorneys who have been working on this matter provide staff with budgets for the additional work required.</p>
<p><b>Ex. 35</b></p>	<p><b>Ratification of the Relay Administrative Board (RAB) contract for relay services with Hamilton Relay Services.</b></p> <p><b>Undocketed</b></p> <p><b>At request of Commissioner Angelle.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to ratify the Relay Administrative Board (RAB) contract for relay services with Hamilton Relay Services.</p>



On motion of Commissioner Skrmetta, seconded by Commissioner DeWitt, and unanimously adopted, the Commission voted to adjourn.

**MEETING ADJOURNED**

The next Business and Executive Session will be held on Wednesday, December 21, 2016 at 10:00am at The Pontchartrain Center 4545 Williams Blvd., Kenner, LA 70065.