

LOUISIANA PUBLIC SERVICE COMMISSION
MINUTES FROM FEBRUARY 21, 2024
OPEN SESSION

MINUTES OF FEBRUARY 21, 2024 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE CHAIRMAN MIKE FRANCIS, VICE CHAIRMAN DAVANTE LEWIS, COMMISSIONER FOSTER CAMPBELL, COMMISSIONER ERIC SKRMETTA, COMMISSIONER CRAIG GREENE, AND EXECUTIVE SECRETARY BRANDON FREY.

Open Session of February 21, 2024, convening at 9:20 a.m., and adjourning at 2:11 p.m., at the Galvez Building, 602 North 5th Street, Baton Rouge, Louisiana, with the above-name members of the Commission and Executive Secretary Brandon Frey present.

Ex. 1	<p>Vice Chairman Lewis announced that his Executive Assistant Charlotte Cravins gave birth to a baby boy, Landry, and they are both doing well. He also congratulated Willie Phillips, Jr. on becoming the first African-American Chairman of FERC.</p> <p>Additionally, Vice Chairman Lewis requested that the utilities respond, and provide data, to the U.S. Department of Energy and the U.S. Department of Housing and Urban Development’s request for energy data on multi-family properties.</p> <p>Commissioner Greene introduced State Representative Edmond Jordan and thanked him for his years of service, and Representative Jordan thanked former Commissioner Dixon for the guidance and support he received while working at the Commission.</p> <p>Commissioner Campbell announced that he issued a press release on Governor Landry’s refusal of federal food subsidies for school children.</p> <p>Executive Counsel Kathryn Bowman congratulated Vice Chairman Lewis on his recent appointments to various NARUC committees.</p> <p>Chairman Francis reminded everyone that the April B&E will be held in Many, LA at the Cypress Bend Resort.</p>
Ex. 2	<p>T-36702 - Louisiana Public Service Commission vs. Platinum Moving and Delivery L.L.C. In re: Alleged violation of La. R.S. 45:161 through 180.1, by engaging in activities related to moving household goods prior to complying with the requirements of La. R.S. 45:164 (E) and General Order dated March 16, 2021 and for failure to comply with the requirements of General Order dated April 3, 2008 as amended.</p> <p>In re: Discussion and possible vote to Reconsider Order No. T-36702, Order of Dismissal, and Discussion and Possible Vote pursuant to Rule 57 on Affidavit and Stipulation executed by the Carrier.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take the matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, and unanimously adopted, the Commission voted to reconsider Order No. T-36702.</p> <p>On motion of Chairman Francis, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to accept the Affidavit and Stipulation executed on December 5, 2023 for fines and fees totaling \$525.00.</p>

<p>Ex. 3</p>	<p>T-37009 - Louisiana Public Service Commission vs. America's Towing, LLC. In re: Alleged violation of 1) General Order dated February 17, 2022, for exceeding state prescribed rates on twelve (12) counts while operating under Common Carrier Certificate No. 8035, allegedly having occurred on or between September 22, 2023 through October 23, 2023 and 2) General Order dated October 13, 2023 for operating with no proof of insurance on twelve (12) counts while operating under Common Carrier Certificate No. 8035 allegedly having occurred on or between September 22, 2023 through October 23, 2023 pursuant to La. R.S. 45:161 through 180.1.</p> <p>In re: Discussion and possible vote to Reconsider Order No. T-37009, Order of Dismissal, and Discussion and Possible Vote pursuant to Rule 57 on Affidavit and Stipulation executed by the Carrier.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take the matter up pursuant to Rule 57.</p> <p>On motion of Chairman Francis, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to reconsider Order No. T-37009.</p> <p>On motion of Chairman Francis, seconded by Commissioner Skrmetta, and unanimously adopted, the Commission voted to accept the Affidavit and Stipulation executed on December 1, 2023 for fines and fees totaling \$1,025.00.</p>
<p>Ex. 4</p>	<p>I-36175 - Cleco Power LLC, ex parte In re: 2021 Request to Initiate Integrated Resource Planning Process Pursuant to the General Order (Corrected) in Docket R-30021 Dated April 20, 2012.</p> <p>In re: Discussion and possible vote on Staff Report and Recommendation</p> <p>After discussion, on motion of Chairman Francis, seconded by Commissioner Skrmetta, with Commissioner Campbell and Commissioner Greene concurring, and Vice Chairman Lewis opposing, the Commission voted to acknowledge that Cleco Power’s Final IRP Report and Addendum complies with the IRP Order. The motion passed 4:1.</p> <p>Present for Questions/Comments: Emma Hopkins – Sierra Club Mark Kleehammer - General Counsel & Chief Regulatory Officer for Cleco Power Marie Fagan – Outside Consultant for Staff</p>

<p>Ex. 5</p>	<p>I-36181 - Entergy Louisiana, LLC, ex parte. 2021 Request to Initiate Integrated Resource Planning Process Pursuant to the General Order (Corrected) in Docket No. R-30021 Dated April 20, 2012.</p> <p>In re: Discussion and possible vote on Staff Report and Recommendation.</p> <p>After discussion, on motion of Commissioner Skrmetta, seconded by Chairman Francis, with Commissioner Campbell and Commissioner Greene concurring, and Vice Chairman Lewis opposing, the Commission voted to acknowledge that ELL’s Final IRP Report complies with the IRP Order. The motion passed 4:1. Vice Chairman Lewis’ comments during Exhibit 4 are incorporated into the discussion on Exhibit 5.</p> <p>Present for Questions/Comments: Emma Hopkins – Sierra Club Larry Hand - Vice President for Regulatory & Public Affairs for Entergy Louisiana Harry Barton – Counsel for Entergy Louisiana Marie Fagan – Outside Consultant for Staff</p>
<p>Ex. 6</p>	<p>R-31106 - Louisiana Public Service Commission, 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>In re: Discussion and possible vote to retain Chris Justin through an under \$50,000 solicitation.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted to retain Christopher Justin, through an under \$50,000 solicitation, to assist in the transition from a quick start program to a statewide energy program for a budget of \$48,000 in fees and \$2,000 in expenses for a total budget not to exceed of \$50,000.</p>
<p>Ex. 7</p>	<p>U-36680 - Irish Environmental, L.L.C., ex parte. In re: Application for increase in sewer service rates for the Bartholomew Landing Subdivision and the Fleur De Lis Subdivision.</p> <p>In re: Discussion and possible vote on the Uncontested Stipulated Settlement.</p> <p>After discussion, on motion of Commissioner Campbell, seconded by Vice Chairman Lewis, with Chairman Francis and Commissioner Greene concurring, and Commissioner Skrmetta temporarily absent, the Commission voted to accept the Uncontested Stipulated Settlement filed into the record on November 15, 2023.</p>
<p>Ex. 8</p>	<p>U-36974 - 1803 Electric Cooperative, Inc., ex parte. In re: Application for certification of a Capacity Purchase Agreement with Calpine, and for cost recovery.</p> <p>In re: Discussion and Possible vote on an Uncontested Stipulated Settlement.</p> <p>After discussion, on motion of Chairman Francis, seconded by Vice Chairman Lewis, and unanimously adopted, the Commission voted to accept the Uncontested Stipulated Settlement filed into the record on January 26, 2024.</p> <p>Present for Questions/Comments: Jeff Churchwell - General Manager of Northeast Louisiana Power Company Brian Hobbs – CEO of 1803 Electric Cooperative Kyle Marionneaux – Counsel for 1803 Electric Cooperative</p>

<p>Ex. 9</p>	<p>U-37026 - Pierre Part Natural Gas Company, Inc., ex parte. In re: Rate Stabilization Plan annual adjustment filing for the year ending June 30, 2023.</p> <p>In re: Discussion and Possible Vote on Joint Report and Draft Order.</p> <p>On motion of Commissioner Greene, seconded by Vice Chairman Lewis, and unanimously adopted, the Commission voted to accept the Joint Report filed into the record on February 8, 2024.</p>
<p>Ex. 10</p>	<p>U-37027 - South Coast Gas Company, Inc., ex parte. In re: Rate Stabilization Plan annual adjustment filing for the year ending June 30, 2023.</p> <p>In re: Discussion and Possible Vote on Joint Report and Draft Order.</p> <p>After discussion, on motion of Commissioner Skrmetta, seconded by Commissioner Greene, and unanimously adopted, the Commission voted accept the Joint Report filed into the record on February 8, 2024.</p>
<p>Ex. 11</p>	<p>1) Reports</p> <p>2) Resolutions</p> <p>Vice Chairman Lewis and the Commissioners thanked former Commissioner Irma Muse Dixon for her years of public service, including presenting her with a resolution to express their gratitude. Irma Dixon thanked the Commission for their support and acknowledgment.</p> <p>3) Discussions</p> <p>- Discussion on inflationary pressures being experienced by jurisdictional electric utilities.</p> <p>Exhibit 24 on January 2024 B&E.</p> <p>Present for Questions/Comments: Larry Hand - Vice President for Regulatory & Public Affairs for Entergy Louisiana Mark Kleehammer - General Counsel & Chief Regulatory Officer for Cleco Power Bobby Gilliam – Counsel for SWEPCO</p> <p>- Discussion with Cleco Corporation regarding Cleco Cajun's increased contract charges to Louisiana Electric Cooperatives.</p> <p>Present for Questions/Comments: Bill Fontenot – CEO of Cleco Holdings Mark Kleehammer – General Counsel & Chief Regulatory Officer for Cleco Power Jeremy Kliebert – Deputy General Counsel for Cleco Myron Lambert – CEO of Point Coupee Electric Membership Cooperative Jennifer Vosburg – Counsel for Point Coupee Electric Membership Cooperative Glenn Edwards – Counsel for SLEMCO Katherine Domingue – CEO of SLEMCO Mike Heinen – CEO and General Manager of Jefferson Davis Electric Cooperative Kara Kantrow – Counsel for Jefferson Davis Electric Cooperative</p> <p>- Discussion with Southwest Water Company regarding water issues in and around the Village of French Settlement.</p> <p>Present for Questions/Comments: Jeremy Aydell – Mayor Pro Tempore of the Village of French Settlement Kara Kantrow – Counsel for Southwest Water Company</p>

	<p>Melissa Rich – Vice President of Operations, Southwest Water Company</p> <p>4) ERSC/OMS/SPP</p> <p>- Discussion and possible vote to ratify interventions of Louisiana Public Service Commission in RTO-Related or other Federal Energy Regulatory Proceedings.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to ratify the intervention.</p> <p>- Discussion and possible vote to ratify votes taken by Chairman Francis acting as the Commission's representative on the Regional State Committee of the Southwest Power Pool.</p> <p>DEFERRED</p> <p>5) Directives</p>
<p>Ex. 12</p>	<p>FERC Docket Nos. EL21-56, LPSC v. System Entergy Resources, Inc.; EL18-204, LPSC v. System Entergy Resources, including consolidated cases; and EL18-152, LPSC v. Entergy Services.</p> <p>In re: Possible executive session to discuss litigation strategy, pursuant to La. R.S. 42:16, et seq.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to enter the executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to exit the executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to take an item out of order.</p> <p>On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to approve the Phase III budget of CTC for \$313,980.54 in fees and \$12,591.60 in expenses for a total budget not to exceed \$326,572.14.</p>

Ex. 13	<p>S-37011 - Dixie Electric Membership Corporation, ex parte. In re: Application for recovery of wholesale power costs through a revenue neutral manner, and tariff amendments, pursuant to Order No. U-36133.</p> <p>In re: Discussion and possible vote on Staff Report and Recommendation.</p> <p>At the request of Commissioner Greene.</p> <p>After discussion, on motion of Chairman Francis, seconded by Vice Chairman Lewis, and unanimously adopted, the Commissioner voted to accept the Staff Report and Recommendation filed into the record on February 8, 2024.</p> <p>Present for Questions/Comments: Randy Pierce – CEO and General Manager of DEMCO Jennifer Vosburg – Counsel for Pointe Coupee Electric Membership Corporation Glenn Edwards –Counsel for Concordia Electric Cooperative, Inc.</p>
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On motion of Commissioner Skrmetta, seconded by Vice Chairman Lewis, with Chairman Francis concurring, and Commissioner Campbell and Commissioner Greene absent, the Commission voted to adjourn.

MEETING ADJOURNED

The next Business and Executive Session will be held on Wednesday, March 27, 2024 at 9:00 a.m. in Baton Rouge, Louisiana.