

# Louisiana Public Service Commission



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April 23, 2021

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Deputy Undersecretary

### VIA HAND DELIVERY

Ms. Terri Bordelon  
Louisiana Public Service Commission  
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2021 APR 23 PM 4:20  
LA PUBLIC SERVICE  
COMMISSION

***Docket No. U-35565, Entergy Louisiana, LLC, ex parte. In re: Application for Extension and Modification of Formula Rate Plan.***

Dear Ms. Bordelon:

Attached for filing is the *Unopposed Joint Motion for Consideration of Proposed Stipulation by the Commission Pursuant to Rule 57*, including Exhibits. Exhibit C-1 is confidential and has been filed under seal.

Please do not hesitate to contact me if you have any questions concerning this filing.

Sincerely,

Melissa W. Frey  
Deputy General Counsel

Encl.

cc: Service List

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**UNOPPOSED JOINT MOTION FOR CONSIDERATION OF PROPOSED  
STIPULATION BY THE COMMISSION PURSUANT TO RULE 57**

NOW COME the Applicant, Entergy Louisiana, LLC (“ELL” or the “Company”) and Louisiana Public Service Commission (“LPSC” or “Commission”) Staff (“Staff”), pursuant to Rule 57 of the Commission’s Rules of Practice and Procedure, who respectfully submit this joint motion requesting that the Commission assert its original and primary jurisdiction and consider, at its May 19, 2021 Business & Executive (“B&E”) Session, the proposed settlement of the outstanding issues in this docket as provided in the uncontested Stipulation Term Sheet (“Stipulation”) and issue an order approving the settlement of the outstanding issues in this docket. This motion is unopposed. In support of this motion, the LPSC Staff and ELL represent as follows:

**BACKGROUND**

On May 29, 2020, the Application of Entergy Louisiana, LLC for Authority to Extend Formula Rate Plan (“Application”) was filed. The Commission published notice of the Application in its Official Bulletin dated June 12, 2020, and established a 25-day intervention period. Entergy Louisiana, LLC re-urged its Application on June 25, 2020, and notice was published in the June 26, 2020 Official Bulletin for an additional 15-day intervention period.

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Notice of ELL's Application was also published in the official journals. The following parties intervened: Alliance for Affordable Energy, Louisiana Energy Users Group, Marathon Petroleum Company LP, and Walmart Inc. (collectively, "Intervenors"). At a July 28, 2020 Status Conference, ELL proposed a timeline for a 5-week period of discovery and settlement discussions, as well as a deadline for the Company to submit a status report advising the Tribunal regarding the status of settlement discussions. Staff and the Intervenors conducted extensive discovery regarding the Company's Application over a period of several months. Additionally, the Parties participated in eighteen conferences, meetings, and discussions, and Staff and Intervenors participated in numerous discussions, that eventually led to the Stipulation that is the subject of this motion. Multiple monthly status reports were filed into the record in accordance with deadlines established by the Administrative Law Judge ("ALJ"). As a result, a procedural schedule was never established by the ALJ.

### **UNCONTESTED STIPULATION**

The Stipulation (including its exhibits) is attached to this Joint Motion as Attachment "A" *in globo* and resolves all of the issues in this docket. All Parties have executed the Stipulation. The Settlement Testimony and Exhibit of Ms. Elizabeth C. Ingram on behalf of the Company are submitted herewith as Attachment "B". The Testimony in Support of Uncontested Proposed Stipulated Settlement and Exhibit of Mr. R. Lane Sisung on behalf of Staff are submitted herewith as Attachment "C" (HSPM version Attachment "C-1" filed under seal).

Movants seek Commission consideration of the Stipulation at the May 19, 2021 B&E Session because the Stipulation will, among other things, if approved by the Commission, preserve the significant administrative efficiency and benefits of the traditional Formula Rate Plan, which

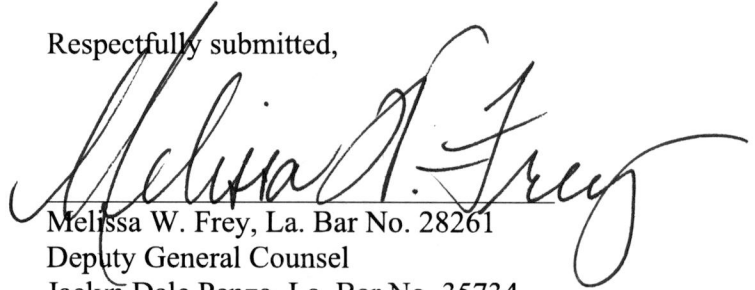
provides for annual Commission rate reviews of ELL as the Company continues to undertake significant capital investments, including transmission and distribution related investments that will provide both resiliency and reliability benefits for ELL's customers. Additionally, the Stipulation provides significant transparency and accountability provisions regarding distribution investment and the Distribution Recovery Mechanism. As the Stipulation includes extension of the FRP and largely maintains the timelines of the current FRP, approval of the Stipulation at the May 19, 2021 B&E will permit the extended FRP to largely adhere to the current FRP schedule with the 2020 Test Year Evaluation Report described in the Stipulation to be filed in June 2021, with new rates effective September 2021. The Stipulation represents a compromise between ELL, Staff and Intervenors; avoids further litigation; and, provides rates that are just reasonable and in the public interest.

Given that all issues have been amicably resolved between the Parties and the Stipulation is uncontested, ELL and Staff assert that there is good cause for the Commission to exercise its original and primary jurisdiction and consider the Stipulation pursuant to Rule 57. As the Stipulation is uncontested and all Parties have executed the Stipulation, no party will be prejudiced. Movants have fulfilled the requirements of Rule 6 of the Commission's Rules of Practices and Procedures regarding uncontested stipulated settlements through the filing of this joint motion, the Stipulation, and testimony from ELL and Staff in support thereof, along with all exhibits.

WHEREFORE, for the reasons set forth above, ELL and Staff respectfully request that the Commission grant this unopposed motion, and pursuant to Rule 57 of the Commission's Rules of Practices and Procedures, assert its original and primary jurisdiction and consider at its May 19, 2021 B&E Session the proposed uncontested settlement of the outstanding issues in this docket as

reflected in the Stipulation, and issue an order approving the settlement of the outstanding issues in this docket.

Respectfully submitted,



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**ATTORNEY FOR THE COMMISSION STAFF**

*-and-*

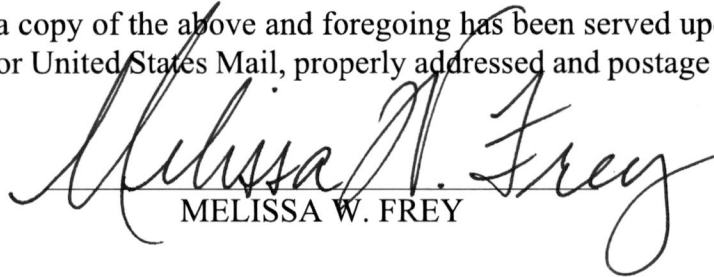
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**ATTORNEYS FOR ENTERGY LOUISIANA, LLC**

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon all parties of record by email, fax or United States Mail, properly addressed and postage prepaid, on this April 23, 2021.

  
MELISSA W. FREY

**Service List for Docket No. U-35565  
as of 4/23/2021**

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**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**JOINT MOTION ATTACHMENT A, *in globo*  
STIPULATION AND EXHIBITS**

**APRIL 2021**

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC,  
EX PARTE**

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***In re: Application for Extension and Modification of Formula Rate Plan.***

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**STIPULATION TERM SHEET**

This Stipulation Term Sheet (“Stipulation”) is entered into by and among Entergy Louisiana, LLC (“ELL” or the “Company”); Louisiana Public Service Commission (“LPSC” or “Commission”) Staff (“Staff”); and Intervenors: the Louisiana Energy Users Group (“LEUG”); Marathon Petroleum Company, LP (“Marathon”); Alliance for Affordable Energy; and Walmart, Inc. (collectively the “Parties”). Accordingly, the Parties propose the following settlement terms to the Commission:

**A. Conditions Precedent**

1. This Stipulation reflects a compromise, settlement, and accommodation among the Parties and the terms and conditions herein are interdependent.
2. All actions by the Company contemplated or required by this Stipulation are conditioned upon the Commission’s issuance of a final order in this proceeding consistent with the terms of this Stipulation, which includes the exhibits hereto.

**B. Application in LPSC Docket No. U-35565**

1. This Stipulation resolves all issues associated with the Company's pending application in this proceeding for an extension and modification of its Formula Rate Plan ("FRP"), Rider Schedule FRP ("Application").
2. The Company agrees to (i) the specific relief described herein and (ii) the extension and modification of its prior FRP as provided for in Exhibit "A", which reflects a revised Formula Rate Plan Rider, Rider Schedule FRP. The Stipulation and its exhibits read together reflect the agreement between the Parties.

**C. Extension, Modification, and Re-authorization of Formula Rate Plan**

1. The Company's most recent FRP, Rider Schedule FRP-1, as modified herein and as reflected in Exhibit "A",<sup>1</sup> shall be extended through Test Year 2022. For each Test Year of the extended term (*i.e.*, 2020, 2021, and 2022) the Company shall submit an annual FRP Evaluation Report for the 12 months ending December 31 of 2020, 2021, and 2022 ("Extension Period"), respectively, with FRP Rider Revenue for these three Test Years to be re-determined pursuant to the terms of this Stipulation and Rider Schedule FRP as set forth in Exhibit "A".
2. Annual Evaluation Report Filings and Review Process During Extension Period:
  - a. Except for the Evaluation Report for Test Year 2020, ELL's annual Evaluation Reports during the Extension Period shall be due on or before May 31 of the respective filing years.

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<sup>1</sup> All modifications of the Company's prior FRP agreed to by the Parties appear as redlined changes on Exhibit "A".

- b. For Test Year/Evaluation Period 2020, the Evaluation Report shall be due on or before June 30, 2021. All other scheduled due dates in the review process shall also be extended by 30 days. However, the date for implementation of rates resulting from the 2020 Test Year Evaluation Report shall be maintained as the first billing cycle of September 2021 (as provided for in subsection 2.c., immediately below), subject to refund pending completion of the Parties' review in accordance with the established FRP process.
- c. FRP Revenues shall be adjusted as provided for in Section 2.C. of Rider Schedule FRP and shall be effective for monthly bills rendered on and after the first billing cycle of September of each filing year (*i.e.*, September 2021, September 2022, and September 2023, respectively), unless a later rate effective date is agreed to by the Parties.
3. With the exception of application of the Bandwidth Provisions of the FRP (Sections 2.C.2.c.(3) through 2.C.2.c.(6)) for Test Year 2020 (September 2021), ELL's FRP shall reflect a 9.50% Evaluation Period Cost of Equity ("EPCOE") for the term of the FRP and corresponding rate effective periods. The Company's FRP shall also reflect a Common Equity Bandwidth ("Bandwidth") that spans from 50 basis points above the EPCOE to 50 basis points below (from 9.00%-10.00%).<sup>2</sup>
4. For the Evaluation Period ending December 31, 2020, the Bandwidth Provisions of the FRP (Sections 2.C.2.c.(3) through 2.C.2.c.(6)) will be temporarily suspended such that Base Rider FRP Revenue will be increased by \$63 million. The Bandwidth Provisions

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<sup>2</sup> *I.e.*, the total 100 basis point common equity bandwidth consists of 50 basis points both above and below the target 9.50% common equity return, based on the Test Year as described above.

of the FRP will be reinstated for the remaining term of the FRP Extension Period (*i.e.*, through the 2022 Test Year). There will be no sharing above the Upper Band or below the Lower Band such that Base Rider FRP Revenue will be adjusted to the Upper Band or Lower Band if the Earned Return on Common Equity (“EROE”) falls above or below the Bandwidth, respectively and subject to the cumulative cap described herein.

5. Pursuant to Rider Schedule FRP, Base Rider FRP Revenue determinations will reflect the corporate federal income tax rate in effect at the time ELL’s annual Evaluation Reports are filed and subject to a regulatory asset/liability provided for in the Tax Reform Adjustment Mechanism (“TRAM”).
6. Except for the items otherwise specifically referenced and changed by approval of this Stipulation, the base revenue allocation methodology for rate design purposes reflected in Rider Schedule FRP shall continue to be used to set rates through the rate effective period for the Extension Period (*i.e.* through at least August 2024).
7. Any annual Base Rider FRP rate increase provided for under Section 2.C.2.c of Rider Schedule FRP shall not exceed \$70 million in the aggregate for the 2021 and 2022 Evaluation Periods (“Rate Cap Mechanism”). However, this Rate Cap Mechanism shall not be applicable to any rate changes provided for in Sections 3, 4, or 5 of Rider Schedule FRP (*i.e.*, relating to Provisions for Other Rate Changes such as, the Additional Capacity Mechanism, the MISO Cost Recovery Mechanism (“MCRM”), the Transmission Recovery Mechanism, the TRAM and the Distribution Recovery Mechanism (“DRM”) described herein, respectively.

**D. Tax Reform Adjustment Mechanism (“TRAM”)**

1. Rider Schedule FRP Section 5, Tax Reform Adjustment Mechanism, shall be modified to address any changes to the federal corporate income tax rate (currently 21%) that occur prior to the September 2023 billing cycle. The rate adjustments, if any, shall be included in the TRAM as provided for under Section 5 of Rider Schedule FRP outside of the Base Rider FRP Revenue Adjustment. (*i.e.*, dollar-for-dollar outside of the FRP bandwidth calculation and outside the Rate Cap Mechanism set forth in Section 2.C.2.d of Rider FRP).
2. Rider Schedule FRP Section 5 provides that, in the event of a change to the federal corporate income tax rate, ELL is permitted to create a regulatory asset or liability to account for the difference in the then-current tax rate relative to what is reflected in rates. The regulatory asset or liability will be created on the effective date of the tax rate change, and the regulatory asset or liability will accrue carrying charges at the Company’s weighted average cost of capital through the TRAM. In the event of a future tax rate change and creation of a regulatory asset or liability, ELL shall make a compliance filing pursuant to Section 501(C) of LPSC General Order dated July 1, 2019 to include such regulatory asset or liability as a component of the TRAM, and set forth a methodology to change its rates and recover from or credit customers for the value of that regulatory asset or liability after review and approval by the LPSC.
3. Any change in the federal corporate income tax rate may also require adjustment or re-valuation of accumulated deferred income tax (“ADIT”) that is reflected in the Company’s rate base. To the extent a change in the tax rate affects existing ADIT balances, a regulatory asset or liability will be created on the effective date of the tax



rate change, and the regulatory asset or liability will accrue carrying charges at the Company's weighted average cost of capital. In the event of a future tax rate change and creation of a regulatory asset or liability, ELL shall make a compliance filing pursuant to Section 501(C) of LPSC General Order dated July 1, 2019 to include such regulatory asset or liability as a component of the TRAM, and set forth a methodology to change its rates to recover from or credit customers for the value of that regulatory asset or liability after review and approval by the LPSC.

**E. Transmission Recovery Mechanism**

1. Rider Schedule FRP, at Section 3.F, continues to reflect a Transmission Recovery Mechanism ("TRM"), which shall be in effect for Test Years 2020, 2021 and 2022, without any changes from what was approved in Order No. U-34361.

**F. Distribution Recovery Mechanism**

1. Rider Schedule FRP reflects the addition of a Distribution Recovery Mechanism ("DRM") in Section 3.G that will function in a manner similar to the TRM found in Section 3.F. of Rider Schedule FRP, except that recovery through this mechanism will be subject to a floor and ceiling and will be allocated based on a Distribution Plant in Service Allocation Factor as a percentage of total retail Distribution Plant in Service.
2. The Company shall be allowed the opportunity to recover fully through Rider FRP, Section 3.G, on a dollar-for-dollar basis outside the FRP bandwidth calculation and outside the Rate Cap Mechanism set forth in Section 2.C.2.d of Rider Schedule FRP, the pre-tax return on rate base and depreciation expense associated with (i) all distribution capital additions that are placed in service, or expected to be placed in service, between January 1 and August 31 of the Filing Year subject to a DRM Floor

and DRM Ceiling and true-up as described below (“Filing Year DRM Amount”); and (ii) distribution capital additions placed in service during the Evaluation Period subject to a DRM Floor and DRM Ceiling as described below (“Evaluation Period DRM Amount”), less the Filing Year DRM amount reflected in the prior year’s Evaluation Report, if any. The Company will include a Filing Year DRM Amount in its initial Evaluation Report using the best estimate then available. It will then update this amount in a compliance report submitted prior to the rate effective date, with explanations provided for changes in the amount. The end of period Distribution Plant in Service estimated (based on most recent actuals) through August 31 of the Filing Year shall be subject to an after-the-fact true-up in the next FRP Evaluation Period. This true-up adjustment will be designed to correct over- or under- collections that may have occurred due to the use of estimated Distribution Plant in Service through August 31 compared to actual Distribution Plant in Service through August 31. Beginning with the 2021 Evaluation Report, ELL shall include with the FRP Evaluation Report, a true-up report comparing the estimated Distribution Plant in Service through August 31 of the previous Filing Year and the actual Distribution Plant in Service through August 31 of the previous Filing Year and, if the difference exceeds \$2 million, a calculation of the proposed adjustment to correct any over- or under-collections due to the use of the estimated Distribution Plant in Service, with carrying costs at the Company’s weighted average cost of capital (“WACC”), along with any workpapers in native format with all formulae intact supporting that true-up calculation.

3. DRM Floor - For purposes of calculating the Evaluation Period DRM Amount, rate base included in the DRM shall include amounts for end of period Distribution Plant

in Service above a DRM Floor of \$200 million for 2020 and \$150 million per year for 2021 and 2022. For purposes of calculating the Filing Year DRM Amount, rate base shall include amounts of end of period Distribution Plant in Service estimated (based on most recent actuals) through August 31 of the Filing Year above an amount equal to two-thirds of the DRM Floor of \$150 million, which represents the DRM Floor prorated to eight of twelve months.

4. DRM Ceiling - For purposes of calculating the Evaluation Period DRM Amount, rate base included in the DRM shall include amounts for end of period Distribution Plant in Service above the applicable DRM Floor and up to the next \$225 million per year. For purposes of calculating the Filing Year DRM Amount, rate base shall include amounts of end of period Distribution Plant in Service estimated (based on most recent actuals) through August 31 of the Filing Year above an amount equal to two-thirds of the DRM Floor of \$150 million and up to the next \$150 million, which represents the DRM Ceiling of \$225 million prorated to eight of twelve months.
5. For the purpose of calculating a revenue requirement under the DRM only, Depreciation Expense recovered in the DRM shall be calculated using a three percent annual depreciation rate multiplied by the rate base included in the DRM, with the equivalent depreciation amount reflected as the Accumulated Reserve for Depreciation of the revenue requirement, which will serve as a reduction to Plant in Service with the net amount reflected as rate base in the DRM. Any difference between the three percent depreciation rate and the actual depreciation rates applicable to the assets recovered through the DRM is recoverable through the normal Base FRP recovery mechanism (*i.e.*, within the bandwidth mechanism). In other words, this assumed three percent

depreciation rate is for ease of calculating a revenue requirement in the DRM only; this is not meant to change the LPSC-approved distribution depreciation rates.

6. In each Evaluation Report, the FRP Revenue associated with the prior year's Evaluation Period DRM Amount shall be removed/reclassified from the DRM and included as Present Rate Revenue for the Evaluation Period. Moreover, in each Evaluation Report, the FRP Revenue associated with the prior year's Filing Year DRM Amount, if any, shall be removed from the DRM and included as Present Rate Revenue for the current Evaluation Period and the associated revenue requirement therefore will be annualized within the bandwidth calculation to appropriately compare to Present Rate Revenue. Finally, amounts of rate base and depreciation expense included in the revenue requirement for the Evaluation Period DRM Amount shall be excluded from the FRP bandwidth calculation to avoid double recovery. Exhibit "B" provides an example of the DRM calculation based on illustrative distribution plant additions for the relevant Filing Year and Evaluation Period.
7. The DRM shall expire at the end of the FRP Extension Period, and specific Commission approval will be required to extend it beyond that time period.
8. The Company shall engage in periodic reporting regarding the DRM as described on Exhibit "C".
9. The Company agrees to the following DRM Performance Accountability standards and requirements:
  - a. If ELL's 2021 SAIDI is not at least 1% below the lesser of the Commission's required SAIDI target or ELL's 2019 SAIDI, then it shall provide customers a one-time credit of 10% of the DRM Revenue Requirement allowed for Test

Year 2020 to be implemented through an annual FRP adjustment in the 2022 Filing Year, if an FRP is still in place. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2022 and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.

- b. If ELL's 2022 SAIDI is not at least 2% below the lesser of the Commission's required SAIDI target or ELL's 2019 SAIDI, then it shall provide customers a one-time credit of 10% of the DRM Revenue Requirement allowed for Test Year 2021 to be implemented through an annual FRP adjustment in the 2023 Filing Year, if an FRP is still in place. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2023 and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.
- c. If ELL's 2023 SAIDI is not at least 5% below the lesser of the Commission's required SAIDI target or ELL's 2019 SAIDI then it shall provide customers a one-time credit of 10% of the DRM Revenue Requirement allowed for Test Year 2022 to be implemented through an annual FRP adjustment in the 2024 Filing Year. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2024 and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.

- d. If ELL's 2021 SAIFI is not at least 1% below its 2019 SAIFI, then it shall provide customers a one-time credit of 8% of the DRM Revenue Requirement allowed for Test Year 2020 to be implemented through an annual FRP adjustment in the 2022 Filing Year. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2022 and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.
- e. If ELL's 2022 SAIFI is not at least 2% below its 2019 SAIFI, then it shall provide customers a one-time credit of 8% of the DRM Revenue Requirement allowed for Test Year 2021 to be implemented through an annual FRP adjustment in the 2023 Filing Year. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2023 and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.
- f. If ELL's 2023 SAIFI is not at least 7% below its 2019 SAIFI, then it shall provide customers a one-time credit of 8% of the DRM Revenue Requirement allowed for Test Year 2022 to be implemented through an annual FRP adjustment in the 2024 Filing Year, if an FRP is still in place. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September 2024 and spread over 12 months with

carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected.

- g. For years 2021, 2022 and 2023 (reports due February 2022, 2023, 2024), if ELL fails the Commission's then current requirements for the SAIFI Metric, it shall provide customers in the next year a one-time credit of \$1,500,000 to be implemented through the annual FRP adjustment of the following Filing Year and spread over 12 months. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September of the following Filing Year and spread over 12 months with carrying charges calculated using the Company's WACC; allocated to customers in the same manner as DRM is collected. This provision provides the exclusive remedy available to the Commission for any such failure by ELL in 2021, 2022 and 2023 to meet the requirements of the Commission's General Order dated April 30, 1998 in Docket No. U-22389 ("SAIFI/SAIDI General Order").
- h. For years 2021, 2022 and 2023 (reports due February 2022, 2023, 2024), if ELL fails the Commission's then current requirements for the SAIDI Metric, it shall provide customers in the next year a one-time credit of \$1,500,000 to be implemented through the annual FRP adjustment of the next Filing Year and spread over 12 months with carrying charges calculated using the Company's WACC. If there is no FRP in place, there shall be a one-time credit on the customer's bills implemented in the first billing cycle of September of the following Filing Year; allocated to customers in the same manner as DRM is

collected. This provision provides the exclusive remedy available to the Commission for any such failure by ELL in 2021, 2022 and 2023 to meet the requirements of the Commission's General Order dated April 30, 1998 in Docket No. U-22389 ("SAIFI/SAIDI General Order").

**G. Midcontinent Independent System Operator, Inc. Cost Recovery Mechanism ("MCRM")**

1. Rider Schedule FRP, continues to reflect a MCRM at Section 4, which shall be in effect for Test Years 2020, 2021 and 2022, without any changes from what was approved in Order No. U-34361.

**H. Other Stipulation Terms**

1. Except for items identified in immediately following paragraph H(2) below, and other than through the FRP's Annual Redetermination of Rate Adjustments and subject to the rate reset and Rate Cap Mechanism provided in paragraphs C(4) and C(7) above, this Stipulation resolves all revenue deficiency/lost revenue claims for Test Years 2020, 2021 and 2022, so ELL cannot pursue separate claims for those Test Years.
2. All Parties reserve all rights to seek recovery of and/or oppose claims by ELL for the following items:
  - a. COVID related write-offs for arrearages/bad debt if and when claims are pursued by ELL for recovery of write-offs after it works through payment plan efforts.
  - b. COVID related waivers of late fees/forfeited discounts if and when claims are pursued by ELL for recovery of such waived late fees.
  - c. Incremental expenses arising from ELL's COVID response or from implementation of the LPSC's orders pertaining to COVID.



- d. New events that occur in Test Years 2021 or 2022 and that, pursuant to Section 3.C of ELL's Rider FRP, would permit ELL to file as a Force Majeure claim for rate or other relief outside the bandwidth provisions of the FRP and caps provided herein, with such request to be considered by the Commission in accordance with its regulations and applicable law governing such filings; provided, however, that any claims for revenue deficiency/lost revenue claims for Test Years 2020, 2021 and 2022 directly resulting from or directly related to COVID shall not be a new event under this provision.
3. Separate from this Stipulation, if ELL seeks authorization from the Commission to recover any hurricane or COVID related costs, ELL shall request, and all Parties agree to take the position, that any authorized recovery of such costs from customers not commence any earlier than January 1, 2022. All Parties acknowledge, and may address in any such proceeding, the fact that delaying cost recovery until 2022 may increase the cost ultimately paid by customers.
4. The Company shall be permitted to defer up to \$7 million/year of expense in Test Year 2021 and 2022 for Outside of Right of Way Vegetation Management, with the deferred balance being recovered over a 10-year period with carrying costs at the applicable WACC. For this deferral mechanism, Outside of Right of Way Vegetation Management shall mean (i) trimming or removal of damaged, dying, diseased, decayed, leaning, or otherwise compromised trees located outside ELL's right of way that might endanger the Company's conductors and structures and (ii) where the owner or legal possessor has provided consent or provided ELL a contractual right to do so. ELL shall not be permitted to defer under this provision any expense associated with trimming or

removing trees from outside of the right of way where it did not have consent or a contractual right to do so. ELL shall file into the record of this proceeding a public report with the Commission every six months starting six months from the date of the order in this matter setting forth by zip code (i) the number of trees outside of its right of way it removed or trimmed with the consent of the property owner or pursuant to a contractual right and (ii) the number of trees it removed without consent or a contractual right to do so. ELL shall serve this report on all Parties. This reporting requirement is not intended to pre-empt or substitute for any approvals that may be required under local, state and/or federal law. In authorizing this deferral, the Commission is not asserting or attempting to assert review of, or take any position with regard to: property rights, property damage or other claims, zoning, right-of-way, land use, or any environmental concerns as those are not subject to the jurisdiction of the Commission.

5. The Parties shall engage in a collaborative process to present and discuss proposals for an Arrearage Management Plan ("AMP"), including an implementation plan and timeline. If the Parties do not reach agreement on an AMP proposal within 45 days after issuance of an LPSC order approving this Stipulation, then any of the Parties may within 60 days after issuance of an LPSC order approving this Stipulation file an individual AMP proposal for consideration by the LPSC.
6. ELL shall not request an extension of this FRP that includes any initial request for rate reset or change to base rates at the outset of such extension (*e.g.*, no requested rate reset or other Base FRP revenue adjustment) other than through application of the existing FRP's Annual Redetermination of Rate Adjustments. If ELL seeks such a rate reset or

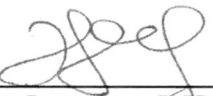
change to Base FRP revenue after the term of this FRP other than through application of the existing FRP's Annual Redetermination of Rate Adjustments, it must file for a full rate case, which may include a request for an extended and/or modified FRP. This provision does not preclude ELL from requesting an extension of this FRP with a continuation of its existing terms and which does not include any initial rate reset at the outset of such requested extension other than through application of the existing FRP's Annual Redetermination of Rate Adjustments, absent the Commission requiring a full rate case.

**I. Miscellaneous Provisions**

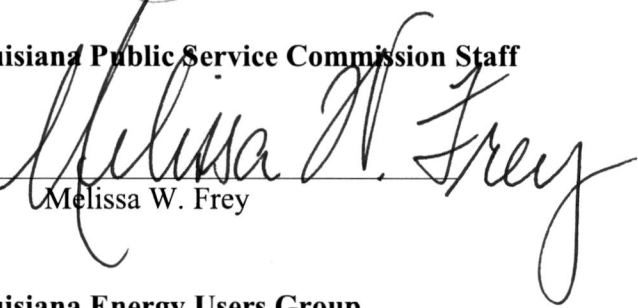
1. Exhibit "A", ELL's Formula Rate Plan Rider Schedule FRP indicates the changes agreed to or unopposed by the Parties, which include those described above, as well as certain ministerial changes that will be necessary to effectuate the FRP's extension and modification, including, among other things, deleting language that has expired and/or is no longer applicable.
2. Subject to the terms and conditions hereof and Exhibit "A", ELL's Formula Rate Plan Rider Schedule FRP, the Parties and ELL reserve all rights regarding the implementation of and ratemaking associated with the FRP.
3. Other than in a proceeding to approve, implement, administer or enforce this Stipulation, the Stipulation shall not be admissible in evidence against either the Staff, ELL, Intervenors, or any Entergy Operating Company, and the terms of this Stipulation may not be used either as an admission of any sort or as evidence in any proceeding whatsoever except to approve or enforce the terms of this Stipulation. All oral or

written statements made during the course of the settlement negotiations are governed  
by Louisiana Code of Evidence Article 408.

**Entergy Louisiana, LLC**

By:   
Lawrence J. Hand, Jr.

**Louisiana Public Service Commission Staff**

By:   
Melissa W. Frey

**Louisiana Energy Users Group**

By: \_\_\_\_\_  
Randy Young

**Marathon Petroleum Company, LP**

By: \_\_\_\_\_  
John Chavanne

**Alliance for Affordable Energy**

By: \_\_\_\_\_  
Susan Stevens Miller

**Walmart Inc.**

By: \_\_\_\_\_  
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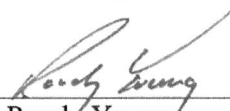
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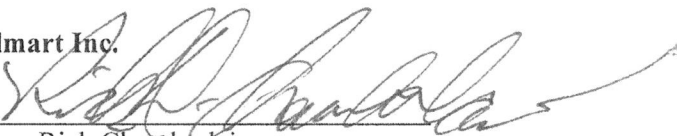
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By:  \_\_\_\_\_  
Rick Chamberlain



**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**STIPULATION EXHIBIT A  
ELL RIDER FRP  
COMPARED REDLINE VERSION**

**APRIL 2021**

ENTERGY LOUISIANA, LLC  
ELECTRIC SERVICE  
SCHEDULE FRP

Revision #0

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08/30/2018

Authority: TBD

**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

**1. GENERAL**

Formula Rate Plan Rider Schedule ELL FRP ("Rider FRP") defines the procedure by which the rates contained in the Entergy Louisiana, LLC ("ELL" or "Company") rate schedules designated in Attachment A to this Rider FRP ("Rate Schedules") may be periodically adjusted. Rider FRP shall apply in accordance with the provisions of Section 2.A. below to all electric service billed under the Rate Schedules, whether metered or unmetered, and subject to the jurisdiction of the Louisiana Public Service Commission ("LPSC" or "Commission").

**2. APPLICATION AND REDETERMINATION PROCEDURE**

**2.A. RATE ADJUSTMENTS**

The adjustments to the Company's rates set forth in Attachment A to this Rider FRP shall be added to the rates set out in the Net Monthly Bill section in the Company's Rate Schedules. The Rate Adjustments shall be determined in accordance with the provisions of Sections 2.B. and 2.C. below.

**2.B. ANNUAL FILING AND REVIEW**

**2.B.1. FILING DATE**

Except for the 2020 Evaluation Period, ELL shall file, on or before May 31 of each year during the term of this FRP as set forth in Section 6 below, a report with the Commission containing an evaluation of the Company's earnings for the immediately preceding calendar year prepared in accordance with the provisions of Section 2.C. below ("Evaluation Report"). For the 2020 Evaluation Period, ELL shall file the Evaluation Report on or before June 30, 2021. A revised Attachment A shall be included in each such filing containing revised Rate Adjustments determined in accordance with the provisions of Section 2.C. below.

**2.B.2. REVIEW PERIOD**

The Commission Staff ("Staff") and all intervenors ("Intervenors") in Docket No. U-35565 shall receive a copy of each Evaluation Report filing at the time it is filed with the Commission. While an Intervenor in prior Evaluation Report reviews shall not be precluded from participation in future reviews, Intervenors will be required to file a new intervention in the proceeding associated with each annual Evaluation Report filing. (The Staff, Intervenors and ELL shall be referred to hereinafter, collectively as the "Parties" and shall receive copies of all filings and pleadings in FRP-related proceedings.) At the time each such Evaluation Report is filed, ELL shall provide the other Parties with workpapers supporting the data and calculations reflected in the Evaluation Report. The other Parties may request clarification and additional supporting data.

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ENTERGY LOUISIANA, LLC  
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Revision #0

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**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

Except for the 2020 Evaluation Period, the Parties shall then have until August 20 of the filing year to review the Evaluation Report to ensure that it complies with the requirements of Section 2.C below. For the 2020 Evaluation Period, the Parties shall have until September 20, 2021 to review the Evaluation Period Report to ensure that it complies with the requirements of Section 2.C below. If any of the Parties should detect any error(s) in the application of the principles and procedures contained in Section 2.C below or identify issues upon which further information is required of ELL and/or to verify any of the data or issues contained in the annual filing, such error(s), data or issues requiring verification shall be formally communicated in writing to the other Parties by August 20 of the filing year ["Dispute" or "Disputes"], except for the 2020 Evaluation Period where the Dispute deadline will be September 20, 2021. Each such indicated Dispute shall include, if available, documentation of the proposed correction. The Company shall then have until September 30 of the filing year to review any proposed corrections, to work with the other Parties to resolve any Disputes and to file a revised Attachment A containing Rate Adjustments reflecting all corrections upon which the Parties agree. For the 2020 Evaluation Period, this deadline is extended to October 30, 2021. The Company shall provide the other Parties with appropriate workpapers supporting any revisions made to the Rate Adjustments initially filed.

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Except where there are unresolved Disputes, which shall be addressed in accordance with the provisions of Section 2.B.3 below, the Rate Adjustments initially filed under the provisions of Section 2.B.1 above, or such corrected Rate Adjustments as may be determined pursuant to the terms of this Section 2.B.2, shall become effective for bills rendered on and after the first billing cycle for the month of September of the filing year. Those Rate Adjustments shall then remain in effect until changed pursuant to the provisions of this Rider.

To the extent that there are no issues raised during the annual review period of the FRP or any issues raised by the Parties are amicably resolved, *i.e.*, there are no unresolved issues to be addressed pursuant to Section 2.B.3 below, the Parties shall submit a joint report of the proceedings to the Commission for consideration as timely as practicable, including the terms under which any issues have been resolved and the resulting effect on rates.

**2.B.3. RESOLUTION OF DISPUTES**

In the event there are Disputes regarding any Evaluation Report, the Parties shall work together in good faith to resolve such Disputes. If the Parties are unable to resolve the Disputes or reasonably believe they will be unable to resolve the Disputes by the end of the period provided for in Section 2.B.2 above, revised Rate Adjustments reflecting all revisions to the initially filed Rate Adjustments on which the Parties agree shall become effective as provided for in Section 2.B.2 above. Any remaining Disputes shall be submitted to the Commission for resolution.

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For the 2020 Evaluation Period, all rate adjustments that become effective for bills rendered on or after the first billing cycle for the month of September, 2021 shall be considered disputed and subject to refund with interest as described in this section 2.B.3, pending the formal raising of any disputed issues by the Parties by

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**SCHEDULE FRP**

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**FORMULA RATE PLAN**  
**RIDER SCHEDULE FRP**

the September 20, 2021 deadline. Any disputes not formally raised by the September 20, 2018 deadline shall be considered withdrawn/resolved.

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If the Commission's final ruling on any Disputes requires changes in the Rate Adjustments initially implemented pursuant to the above provisions, the Company shall file a revised Attachment A containing such further modified Rate Adjustments within fifteen (15) days after receiving the Commission's order resolving the Disputes. The Company shall provide a copy of the filing to the other Parties together with appropriate supporting documentation. Such modified Rate Adjustments shall then be implemented with the next applicable monthly billing cycle after filing and shall remain in effect until superseded by Rate Adjustments established in accordance with the provisions of this Rider FRP.

Within 60 days after receipt of the Commission's final ruling on any Disputes, the Company shall determine the amount to be refunded or surcharged to customers, if any, together with interest at the legal rate of interest. Such refund/surcharge amount shall be effective as of September or, with the consent of the LPSC Staff, as of October of the filing year and shall be applied on a percentage basis pursuant to Section 2.C.4 of this Rider FRP and shall be based on the customer's applicable base revenue from the first billing cycle of September, or with the consent of the LPSC Staff, of October, of the filing year through the last date the Rate Adjustments were billed. Such refund/surcharge amount shall be applied to customers' bills in the manner prescribed by the Commission.

**2.C. ANNUAL REDETERMINATION OF RATE ADJUSTMENTS**

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**2.C.1. DEFINITION OF TERMS**

**a. EVALUATION PERIOD**

The Evaluation Period shall be the twelve-month period ended December 31 of the calendar year immediately preceding the filing of an Evaluation Report. All data utilized in each Evaluation Report shall be based on actual results and balances for the Evaluation Period, as recorded on the Company's books in accordance with the Uniform System of Accounts or such other documentation as may be appropriate, allocated to LPSC retail operations as set forth in Attachment B, except where either 13-month average balances or beginning/ending average balances will be used for determination of rate base items.

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**b. EARNED RATE OF RETURN ON COMMON EQUITY**

The Earned Rate of Return on Common Equity ("EROE") for any Evaluation Period shall be determined in accordance with the Earned Rate of Return on Common Equity Formula set out in Attachment B. The EROE determination shall reflect the Evaluation Period Adjustments set out in Attachment C.

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ENTERGY LOUISIANA, LLC  
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**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

**c. BENCHMARK RATE OF RETURN ON RATE BASE**

The Benchmark Rate of Return on Rate Base ("BRORB") is the composite weighted embedded cost of capital reflecting the Company's annualized costs of Short-Term Debt, Long-Term Debt, Preferred Stock and Common Equity. The BRORB shall be determined in accordance with the Benchmark Rate of Return on Rate Base Formula set out in Attachment D.

**d. EVALUATION PERIOD COST RATE FOR COMMON EQUITY**

The Evaluation Period Cost Rate for Common Equity ("EPCOE") is the Company's cost rate for common equity applicable to the Evaluation Period. The EPCOE value applicable for each Evaluation Period shall be determined in accordance with the Evaluation Period Cost Rate for Common Equity Procedure set out in Attachment E.

**e. RATE OF RETURN ON COMMON EQUITY BANDWIDTH**

The Rate of Return on Common Equity Bandwidth ("Bandwidth") shall be the range of values with an upper limit ("Upper Band") equal to the EPCOE plus 0.50% and a lower limit ("Lower Band") equal to the EPCOE minus 0.50%.

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**f. ENVIRONMENTAL COST RELATED REVENUE REQUIREMENT**

If during the term of this FRP, there is a change in the law or regulation related to environmental issues or environmental compliance that increases the costs to ELL, ELL shall have the right to request the recovery of the prudent level of such costs outside the FRP bandwidth mechanism and outside of the cap set forth in Section 2.C.2.d. herein. Nothing in this provision shall constitute pre-approval of the recovery of such increased costs.

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**g. ENERGY EFFICIENCY RELATED REVENUE REQUIREMENT**

If during the term of this FRP, there is a change in law or regulation that adopts measures designed to increase the efficient use of electric energy and that results in increased costs to ELL, ELL shall have the right to request the recovery of the prudent level of such costs outside the FRP bandwidth mechanism and outside of the cap set forth in Section 2.C.2.d. herein. Nothing in this provision shall constitute the pre-approval of the recovery of such increased costs.

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**h. LEGACY FRP REVENUE REQUIREMENTS**

Legacy FRP revenue requirements for the retail rate classes shall be maintained as a percentage of Evaluation Period Base Rate Revenue, including the revenue requirements associated with the Additional Capacity Mechanism ("ACM"), at the respective approved levels recognized by the Commission under Docket No. U-33244. Legacy FRP Revenue Requirements are applicable to the individual retail rate classes to which the historical rates were maintained under the Legacy companies, as shown on Attachment A page 2. Legacy FRP Revenue Requirements will consist of Legacy ELL ("ELL-L") FRP Revenues, to be reflected on Attachment F, Line 40 and Legacy EGSL ("EGSL-L") FRP revenues, to be reflected on Attachment F, Line 44. Legacy revenue requirements may also include ACM adjustments or true-ups provided for in Section 3.D. which will be reflected on Attachment F, Line 38 for Legacy ELL ACM contracts, and Attachment F, Line 42 for Legacy EGSL ACM contracts. Legacy FRP Revenues may be

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**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

modified under the provisions of the Tariff, such adjustments will be reflected on Attachment F, Line 39 for Legacy ELL and Attachment F, Line 43 for Legacy EGSL. Legacy FRP rates shall be re-determined as provided in 2.C.5. herein.

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**2.C.2. TOTAL RIDER FRP REVENUE LEVEL**

In each Evaluation Report, the Total Rider FRP Revenue level comprised of (a) Legacy FRP Revenues and (b) Rider ELL FRP Revenues that are incremental to the Legacy FRP Revenues shall consist of the following components:

a. The Extraordinary Cost, and/or Additional Capacity Cost, and/or Transmission Recovery Mechanism, and/or Distribution Recovery Mechanism, and/or the MISO Cost Recovery Mechanism, and/or Tax Reform Adjustment Mechanism components shall be as defined in Sections 3, 4, and 5;

b. Recovery of Realigned Costs Related Revenue Requirement component shall be as defined in Section 3.E.

c. For Test Year 2020, Base Rider FRP Rider Revenue shall be increased by \$63 million. For Test Year 2021 and 2022, the Base Rider FRP Revenue shall be determined using the Rider FRP Revenue Redetermination Formula set out in Attachment F, Lines 1-27, which reflects the following rules:

(1) The Total Revenue Requirement for the Evaluation Period shall be reduced by the Evaluation Period amounts for the items reflected in Section 2.C.2.a through 2.C.2.b above.

(2) The Total FRP Revenue level for the Evaluation Period shall be reduced by the annualized revenue associated with the recovery of the items reflected in Section 2.C.2.a through 2.C.2.b, above.

(3) If the EROE is less than the Lower Band, the Base Rider FRP Revenue level for the Evaluation Period shall be increased by the amount necessary to increase the EROE for the Evaluation Period by 100% of the difference between the Lower Band and the EROE.

(4) There shall be no change in Base Rider FRP Revenue level for the Evaluation Period if the EROE is less than or equal to the Upper Band and greater than or equal to the Lower Band.

(5) If the EROE exceeds the Upper Band, the Base Rider FRP Revenue level for the Evaluation Period shall be reduced by the amount necessary to decrease the EROE for the Evaluation Period by 100% of the difference between the EROE and the Upper Band.

(6) A change in the Base Rider FRP Revenue level shall not be made unless it changes the EROE for the Evaluation Period by more than 0.05% (5 basis points).

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¶ (6) In the event there are no new extraordinary cost changes and/or new capacity costs and/or new revenue requirements reflected in the Transmission Recovery Mechanism pursuant to Sections 3.A, 3.D, and 3.F, respectively, if

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**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

- d. For the 2021 and 2022 Evaluation Periods, with the exception of the items listed in Sections 3, 4 and 5, herein and other matters as shall be determined by the Louisiana Public Service Commission, the amount of ELL Base Rider FRP Revenue rate increases pursuant to Section 2.C.2.c may not exceed \$70 million for the cumulative 2021 and 2022 Evaluation Periods.

**Deleted: (8)** The Section 2.C.2.c.(5) sharing mechanism provision shall not apply to the costs relating to the amounts for the items determined in Sections 2.C.2.a through 2.C.2.b. Rather, 100% of the referenced costs shall be reflected. ¶

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**2.C.3. RIDER FRP REVENUE ALLOCATION**

The Rider FRP Revenue as determined under the provisions of Section 2.C.2. above, shall consist of both Legacy FRP Revenues and Rider ELL FRP Revenues which are incremental to the Legacy FRP Revenues. Legacy FRP Revenues shall be allocated to each LPSC rate class based on the applicable Base Rate Revenue as a percentage of total applicable Base Rate Revenue for all retail rate classes pursuant to Attachment A, Page 2. Rider ELL FRP revenues, incremental to the sum of the combined Legacy FRP revenues ("Incremental ELL FRP Revenues"), shall be allocated to each LPSC rate class based on the applicable Base Rate Revenue as a percentage of total applicable Base Rate Revenue for all retail rate classes pursuant to Attachment A, Page 2, unless otherwise specified.

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DRM revenues, reflected on Attachment F, Line 35 shall be allocated to each LPSC rate class based on the applicable Distribution Plant in Service Allocation Factor as a percentage of total retail Distribution Plant in Service for all applicable retail rate schedules pursuant to Attachment A, Page 2 of this Rider FRP.

The applicable Base Rate Revenue for all other FRP Revenues shall be the Louisiana Retail Base Rate Revenue for the Evaluation Period as reflected in Attachment A, Page 2.

**2.C.4. RIDER ELL FRP RATE ADJUSTMENT REDETERMINATION**

All applicable retail rates and riders as noted on Attachment A on file with the Louisiana Public Service Commission will be adjusted for the ELL FRP Revenues by the appropriate percentage of the Evaluation Period Base Rate Revenue of all bills.

**2.C.5. LEGACY FRP RATES REDETERMINATION**

All applicable retail rates and riders as noted on Attachment A, on file with the Louisiana Public Service Commission, will be adjusted for the Legacy FRP Revenues by the appropriate percentage of applicable Base Rate Revenue of the respective bills, pursuant to notes 1 and 2 shown on Attachment F, Section 5. Adjustments to Legacy FRP revenues,

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specifically permitted under the terms of Rider ELL FRP, shall be made as a change to the applicable Legacy FRP revenue requirement total as shown on Attachment F, Section 5. Such annual adjustments shall be reflected on a cumulative basis and supporting workpapers shall be filed with each request to adjust Legacy FRP Rates within the FRP Evaluation Period Report.

**3. PROVISIONS FOR OTHER RATE CHANGES**

**3.A. EXTRAORDINARY COST CHANGES**

**3.A.1. UNFORESEEN COST CHANGES**

It is recognized that from time to time ELL may experience extraordinary increases or decreases in costs that occur as a result of actions, events, or circumstances beyond the control of the Company. Such costs may significantly increase or decrease the Company's revenue requirements, including beyond the cap set forth in Section 2.C.2.d. herein, and, thereby, require rate changes that this Rider FRP is not designed to address. Should ELL experience such an extraordinary cost increase or decrease having a net annual revenue requirement impact exceeding \$10 million on an LPSC jurisdictional basis, then either the Company or the Commission may initiate a proceeding to consider a pass-through of such extraordinary cost increase or decrease.

**3.A.2. SYSTEM AGREEMENT CASE EFFECTS**

The effects, if any, resulting from Opinion Nos. 480 or 480-A issued by the Federal Energy Regulatory Commission ("FERC") in connection with Docket No. EL01-88-001, including the annual bandwidth calculations and retail decisions incident to FERC Section 205 and/or Section 206 filings that have clarified and/or modified Opinion Nos. 480 and 480-A, shall be considered separately outside of the FRP mechanism and outside of the cap set forth in Section 2.C.2.d. herein.

**3.A.3. DEPRECIATION/DECOMMISSIONING RATE EFFECTS**

The effects of changes in depreciation rates, and/or decommissioning accruals, increases or decreases, ordered by the LPSC, including as a result of changes in the requirement to fund the decommissioning trust that may be ordered by the Nuclear Regulatory Commission during the period that this FRP is in effect, shall be considered separately outside of the FRP mechanism and outside of the cap set forth in Section 2.C.2.d. herein. In addition, 100% of the incremental rate base (depreciation and ADIT) effects of the depreciation rate change shall be reflected in the derivation of the change in the revenue requirement resulting from a change in the depreciation rate.

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**3.A.4. STORM DAMAGE ACCRUAL EFFECTS**

The effects of changes in storm damage accruals, increases or decreases, ordered by the LPSC shall be considered separately outside of the FRP mechanism and outside of the cap set forth in Section 2.C.2.d. herein.

**3.A.5. INTERRUPTIBLE LOAD CASE EFFECTS**

Any retail effects associated with a decision in FERC Docket Nos. EL00-66-000, ER00-2854-000 and EL95-33-002 (Consolidated) shall be considered separately outside the FRP mechanism and outside of the cap set forth in Section 2.C.2.d. herein. When the FERC issues an order disposing of the Application for Clarification and Applications for Rehearing in this case, any retail effects resulting from such decision that are to be implemented at that time shall be flowed through within a reasonable time after, and in accordance with, LPSC approval of the manner in which that shall occur. However, this Rider FRP provision shall have no precedential or other effect with respect to whether a refund or surcharge is appropriate in connection with a decision in FERC Docket Nos. EL00-66-000, ER00-2854-000 and EL95-33-002 (Consolidated), or whether a stay or injunction is appropriate in the event of an appeal or rehearing of a decision in those consolidated dockets.

**3.B. SPECIAL RATE FILINGS**

The Company is experiencing a dynamic business environment, including integration into the regional transmission organization operated by Midcontinent Independent System Operating, Inc. ("MISO"), effects of energy efficiency and/or net metering, and increasing competition. Experimental, developmental, and alternative rate schedules may be appropriate tools for the Company to use to address these conditions. Therefore, nothing in this Rider shall be interpreted as preventing the Company from proposing to revise existing rate schedules or implement new rate schedules as may be appropriate. Any such rate changes shall be filed with the Commission and evaluated in accordance with the rules and procedures then in effect.

**3.C. FORCE MAJEURE**

In addition to the rights of ELL under this Rider, or as provided by law, to make a filing for the pass-through of costs outside the provisions of this Rider FRP, if any event or events beyond the reasonable control of ELL, including Natural Disaster, damage or unforeseeable loss of generating capacity, changes in regulation ordered by a regulatory body or other entity with appropriate jurisdiction, and orders or acts of civil or military authority, cause increased costs to ELL or result in a deficiency in revenues to ELL, ELL may file for rate or other relief outside the bandwidth provisions of this Rider FRP and outside of the cap set forth in Section 2.C.2.d. ~~herein, subject to the limitations imposed in the Stipulation approved in Order No. U-35565.~~ Such request shall be considered by the Commission in accordance with its regulations and applicable law governing such filings.

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The Term "Natural Disaster" in the above paragraph shall include weather events such as hurricanes and/or tropical storms, or other events such as earthquakes, for example. If the Commission determines that a Natural Disaster causes a loss of customers for ELL that would result in the loss of at least \$10 million in base rate revenues during the rate-effective period, ELL may seek recovery of those base revenues outside of the provisions of this Rider FRP. ELL shall bear the burden of proof to demonstrate to the Commission the level of base rate revenue loss during the rate effective period and that the loss was caused by the Natural Disaster.

The loss of base rate revenue during the rate effective period shall, at a minimum, take into consideration the following:

- 1) The net loss of customers caused by the Natural Disaster looking at the entire service area, adjusted for normal growth.
- 2) The usage patterns of the actual lost customers or some reasonable proxy.
- 3) Any offsets due to the decreased costs and/or due to costs that are still recovered from the remaining customers.

If this calculation produces a result less than \$10 million in the rate-effective period, no relief should be granted outside of the FRP. If the amount equals or exceeds \$10 million as approved by the Commission, ELL shall be entitled to recover outside of the FRP the lesser of (1) the Commission approved loss in revenues, or (2) the difference between the EROE adjusted to reflect the estimated loss in revenue and the EPCOE. In succeeding years, the revenue loss will be recalculated to recognize the effect of returning customers and load. Once that revenue requirement effect falls below \$10 million, the effect of the revenue reduction will be reflected in the FRP.

**3.D. ADDITIONAL CAPACITY**

**3.D.1. APPROVED CAPACITY ADDITION**

The Company shall be allowed to recover fully through this Rider FRP, outside the FRP bandwidth mechanism and outside of the cap set forth in Section 2.C.2.d. herein, and consistent with Section 2.C.2., the LPSC retail revenue requirement associated with purchased capacity costs in excess of the amount in base rates as approved by the Commission. Capacity contracts currently part of the Legacy FRP revenue requirements, as part of the Additional Capacity revenue requirement, shall remain within the revenue requirements of the Legacy FRP rates, until such time that the capacity contract expires (except with respect to intercompany purchased power agreements ("PPAs") between the Legacy ELL and Legacy EGSL companies, i.e. Perryville, Acadia Power Block 2, Ninemile 6 and River Bend 30), or is cancelled, or as otherwise agreed upon or directed by the

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Commission, wherein an adjustment shall be made as set forth in Section 2.C.5. herein, to remove such Legacy contract costs.

Although extinguished by operation of law, intercompany PPAs between Legacy ELL and Legacy EGSL shall be maintained within the components of the Legacy FRP at the levels outlined below until such time that base rates are reset:

- (a) Perryville – The level of EGSL capacity costs related to the Perryville intercompany PPA will be maintained in the EGSL Legacy ACM at the 2014 FRP Evaluation Period level. The associated Perryville MSS-4 revenues will be reflected in the ELL Legacy base rates as operating revenues at the same level as the compliance filing made in November 2014 (as opposed to 2014 Evaluation Period levels).
- (b) Acadia -- The level of EGSL capacity costs related to the Acadia intercompany PPA will be maintained in the EGSL Legacy ACM at the 2014 FRP Evaluation Period level. The corresponding level of ELL capacity revenues related to the Acadia intercompany PPA, which are currently reflected in the ELL Legacy ACM, will be maintained at the 2014 FRP Evaluation Period level and will be realigned to the Legacy ELL FRP at that level.
- (c) Ninemile 6 – The estimated revenue requirement for Ninemile 6 capacity costs that is currently being collected through the ELL Extraordinary Cost provision of the FRP (net of revenues from EGSL and the PPA with Entergy New Orleans, LLC) will be maintained at the 2014 Compliance FRP level for the 2014 Evaluation Period. In the 2015 Evaluation Period, the Ninemile 6 capacity costs collected through the ELL Extraordinary Cost provision of the FRP shall be adjusted for any prudence review and/or the Evaluation Period 2015 true-up outside of bandwidth provisions and realigned to the Legacy ELL FRP Revenue Requirement where it will be maintained at the adjusted level.

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The estimated revenue requirement for Ninemile 6 PPA capacity costs that is currently being collected through the EGSL Extraordinary Cost provision will be maintained at the 2014 Compliance FRP level for the 2014 Evaluation Period. In the 2015 Evaluation Period, the Ninemile 6 capacity costs collected through the EGSL Extraordinary Cost provision of the FRP shall be adjusted for any prudence review and/or the Evaluation Period 2015 true-up outside of bandwidth provisions and realigned to the Legacy EGSL ACM where it will be maintained at the adjusted level.

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- (d) The River Bend 30 intercompany PPA shall be re-calculated at then-current Evaluation Period levels and a true-up of the

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Additional Capacity costs shall be performed annually for the term of the FRP.

New capacity contract costs, consisting of ELL capacity contracts approved by the LPSC or contracts renewed by ELL, shall be reflected in the (combined incremental) Additional Capacity Revenue requirement of the Rider ELL FRP on Attachment F, Line 32. Such new capacity costs shall include:

- (a) approval of a new purchase capacity agreement, or
- (b) approval of the recovery of previously deferred capacity costs.

In the event the Company adds to its resources by means of a capacity and/or capacity and energy purchase and in the event that such new resource is used to provide capacity and/or energy to the Company on or before the first billing cycle for the month of September of a filing year and the Commission has approved the incurrence of such costs and their level pursuant to the applicable General Order(s) of the Commission, then the Company may include all capacity costs related to such resource under this Section 3.D.1 as a cost, so that, at the time that new rates take effect with the first billing cycle for the month of September, those new rates will reflect the capacity costs that are represented by such generating resource.

Provided that the LPSC has approved the new purchase capacity agreement, the Company shall be allowed to defer the capacity costs associated with the new capacity purchase agreement during the period from the incurrence of the cost until such time as the rates that reflect such capacity costs take effect. The Company shall be allowed to accrue interest on the net-of-tax balance of the deferred capacity costs at the rate set forth in LPSC General Order No. U-21497 during the period in which such costs are deferred.

**3.D.2. CAPACITY COST ADJUSTMENTS**

The Rider FRP shall be adjusted on an interim basis for:

- (1) the expiration of a purchase capacity agreement previously recovered through Rider FRP, or
- (2) the completion of the recovery of previously deferred capacity costs.

In the event that capacity cost adjustments are related to Legacy capacity contracts reflected in Legacy FRP rates, adjustments shall be made as set forth in Section 2.C.5. herein and reflected on Attachment F Lines 38 and 42, respectively.

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**3.D.3. CAPACITY COST TRUE-UP ADJUSTMENTS**

The LPSC retail revenue requirement associated with the purchased capacity costs that are billed to ELL pursuant to a cost of service agreement or tariff and recovered via this Rider pursuant to Section 3.D.1. shall be compared to the actual cost of such capacity. Any difference between the revenue requirement of the capacity costs used to determine the level of this Rider during the Evaluation Period and the revenue requirement associated with the actual capacity cost during the Evaluation Period shall be included in the Evaluation Report as part of the Additional Capacity Revenue Requirement in the next Rider FRP Revenue Requirement Redetermination Formula as set out in Attachment F.

The LPSC retail revenue requirement associated with the Legacy capacity contract costs that are billed to ELL pursuant to a cost of service agreement or tariff and recovered via this Rider pursuant to Section 3.D.1. shall be compared to the actual cost of such capacity, unless otherwise agreed upon or directed by the Commission. Any difference between the revenue requirement included in the Legacy FRP rates of the capacity costs used to determine the level of the Legacy FRP component of this Rider during the Evaluation Period and the revenue requirement associated with the actual capacity cost during the Evaluation Period shall be included in the Evaluation Report as set out in Attachment F.

**3.D.4. ACQUISITION/SELF-BUILD CAPACITY COST ADJUSTMENTS**

The Company shall be allowed to recover fully through this Rider FRP, outside the FRP bandwidth mechanism and outside of the cap set forth in Section 2.C.2.d. herein, and consistent with Section 2.C.2., the LPSC retail revenue requirement associated with:

- (1) the modification or replacement of an existing generating facility having an annual revenue requirement exceeding \$10 million;
- (2) the acquisition of new generating facilities; and/or,
- (3) the construction of a new generating facility, having an annual revenue requirement exceeding \$10 million.

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**3.D.5. RENEWABLE CAPACITY**

As established in LPSC General Order No. 12-9-10 (U-28271-1 Subdocket B) (Corrected), dated December 9, 2010 (the "Renewable Pilot Implementation Plan G.O."), the Company shall be allowed to recover fully through this Rider FRP outside of the FRP bandwidth mechanism and outside of the cap set forth in Section 2.C.2.d. herein, and consistent with Section 2.C.2, the capacity costs related to any renewable contract entered into, and approved by the LPSC pursuant to the provision of Paragraph 8.2 of the Renewable Pilot Implementation Plan G.O. Further,

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as established in the Renewable Pilot Implementation Plan G.O., any premium above market cost as well as any cost incurred to acquire unneeded capacity ordered by the Commission (regardless of whether priced at or above market) will be recovered dollar-for-dollar and will not be considered in any FRP provision or calculation that limits the full recovery of capacity costs when the utility's earnings exceed the upper end of the earnings bandwidth (i.e., Section 2.C.2.c.(5) of the FRP). This section is intended to implement but not modify the provisions of General Order No. 12-9-10 (U-28271 – Subdocket B) (corrected).

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**3.E. RECOVERY OF REALIGNED COSTS**

To the extent that, during the term of this Rider ELL FRP, the Commission orders the Company to realign costs from recovery via the Fuel Adjustment Clause to base rates, or the reverse, it shall be done on a basis that, in the aggregate, is revenue-neutral to the customers, and that does not implicate the cap set forth in Section 2.C.2.d. herein.

**3.F. TRANSMISSION RECOVERY MECHANISM (TRM)**

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The Company shall be allowed to recover fully through this Rider FRP, outside the FRP bandwidth mechanism and outside the cap set forth in Section 2.C.2.d. herein, the return on rate base and depreciation expense associated with (1) all transmission capital additions that are placed in service, or expected to be placed in service, between January 1 and August 31 of the Filing Year subject to a TRM floor as described below ("Filing Year TRM Amount") and true-up and, (2) transmission capital additions placed in service during the Evaluation Period subject to a TRM Floor as described below ("Evaluation Period TRM Amount"), less the Filing Year TRM Amount reflected in the prior year's Evaluation Report. The Company will include a Filing Year TRM Amount in its initial Evaluation Report using the best estimate then available. It will then update this amount in a compliance report submitted prior to the rate effective date, with explanations provided for changes in the amount. The end of period Transmission Plant in Service estimated (based on most recent actuals) through August 31 of the Filing Year shall be subject to an after-the-fact true-up in the next FRP Evaluation Period. This true-up adjustment will be designed to correct over- or under- collections that may have occurred due to the use of estimated Transmission Plant in Service through August 31 compared to actual Transmission Plant in Service through August 31.

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Beginning with the 2018 Evaluation Report, ELL shall include with the FRP Evaluation Report, a true-up report comparing the estimated Transmission Plant in Service through August 31 of the previous Filing Year and the actual Transmission Plant in Service through August 31 of the previous Filing Year and, if the difference exceeds \$2 million, a calculation of the proposed adjustment to correct any over- or under-collections due to the use of the estimated Transmission plant-in-service, with carrying costs at the Company's WACC, along with any workpapers supporting that true-up calculation.

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For purposes of calculating the Evaluation Period TRM Amount, rate base included in the TRM shall include amounts for Transmission Plant in Service above a TRM Floor of \$100 million per year. For purposes of calculating the Filing Year TRM Amount, rate base shall include amounts of Transmission Plant in Service above \$66.7 million, which represents the \$100 million TRM Floor prorated to eight of twelve months.

Depreciation Expense for the transmission projects shall be calculated using a two percent annual depreciation rate, with that amount included in the Accumulated Reserve for Depreciation, which will serve as a reduction to Plant in Service with the net amount reflected as rate base in the TRM. Any difference between the two percent depreciation rate used for the TRM and the actual depreciation rate applicable to the assets recovered through the TRM is recoverable through the normal recovery mechanism (*i.e.*, within the bandwidth mechanism). In other words, this assumed two percent depreciation rate is for ease of calculating a revenue requirement for the TRM only; this is not meant to change the applicable LPSC-approved transmission depreciation rate.

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**3.G. Distribution Recovery Mechanism (DRM)**

The Company shall be allowed to recover fully through this Rider FRP, outside the FRP bandwidth mechanism and outside the cap set forth in Section 2.C.2.d. herein, the return on rate base and depreciation expense associated with distribution capital additions, excluding those associated with the Company's Advanced Metering System, through August 31 of the Filing Year, including those placed in service during the Evaluation Period, subject to a DRM Floor and Ceiling as well as true-up adjustment as described in Section 3.G.1. below.

**3.G.1. Recovery of Distribution Capital Additions**

The revenue requirement associated with distribution capital additions shall include the return on rate base and depreciation expense associated with (1) all distribution capital additions, excluding those associated with the Company's Advanced Metering System, that are placed in service, or expected to be placed in service, between January 1 and August 31 of the Filing Year subject to a DRM Floor and Ceiling as described below ("Filing Year DRM Amount"), and (2) distribution capital additions, excluding those associated with the Company's Advanced Metering System, placed in service during the Evaluation Period subject to a DRM Floor and Ceiling as described below ("Evaluation Period DRM Amount"), less the Filing Year DRM Amount reflected in the prior year's Evaluation Report.

The Company will include a Filing Year DRM Amount in its initial Evaluation Report using the best estimate then available. It will then update this amount in a compliance report submitted prior to the rate effective date, with explanations provided for changes in the amount. The end of period Distribution Plant in Service estimated (based on most recent actuals) through August 31 of the Filing Year shall be subject to an after-the-fact true-up in the next FRP Evaluation Period. This true-up adjustment will be designed to correct over- or under- collections that may

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have occurred due to the use of estimated Distribution Plant in Service through August 31 compared to actual Distribution Plant in Service through August 31.

Beginning with the 2021 Evaluation Report, ELL shall include with the FRP Evaluation Report, a true-up report comparing the estimated Distribution Plant in Service through August 31 of the previous Filing Year and the actual Distribution Plant in Service through August 31 of the previous Filing Year and, if the difference exceeds \$2 million, a calculation of the proposed adjustment to correct any over- or under-collections due to the use of the estimated Distribution plant-in-service, with carrying costs at the Company's WACC, along with any workpapers supporting that true-up calculation.

For purposes of calculating the Evaluation Period DRM Amount, capital additions included in the DRM shall include amounts for Distribution Plant in Service above an annual DRM Floor of \$200 million for 2020 and \$150 million for each subsequent year. For purposes of calculating the Filing Year DRM Amount, rate base shall include amounts of Distribution Plant in Service above \$100 million, which represents the \$150 million DRM Floor prorated to eight of twelve months.

Additionally, a DRM Ceiling will apply which limits the total amount of capital additions included in the DRM to not more than \$225 million for any Evaluation Period and \$150 million for any Filing Year, which represents the \$225 million amount prorated to eight of twelve months.

Depreciation Expense for the distribution projects shall be calculated using a three percent annual depreciation rate, with that amount included in the Accumulated Reserve for Depreciation, which will serve as a reduction to Plant in Service with the net amount reflected as rate base in the DRM. Any difference between the three percent depreciation rate used for the DRM and the actual depreciation rates applicable to the assets recovered through the DRM is recoverable through the normal recovery mechanism (i.e., within the bandwidth mechanism). In other words, this assumed three percent depreciation rate is for ease of calculating a revenue requirement for the DRM only; this is not meant to change the applicable LPSC-approved distribution depreciation rates.

**3.G.2. Distribution Recovery Mechanism Revenue Requirement Allocation**

The Distribution Recovery Mechanism revenue requirement as determined under the provisions of Section 3.G.1. above, shall be allocated to each of the applicable LPSC retail rate classes based on the applicable class Distribution Plant in Service Allocation Factor as a percentage of total retail Distribution Plant in Service for all applicable retail rate schedules pursuant to Attachment A, Page 2 of this Rider FRP.

**4. MISO COST RECOVERY MECHANISM (MCRM)**

The Company shall be allowed to recover fully through this Rider FRP, outside the FRP bandwidth mechanism and outside the cap set forth in Section 2.C.2.d. herein, the LPSC Retail costs described below.

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**4.A. NET MISO CHARGES OR CREDITS**

The estimated Net MISO Charges/(Credits) pursuant to the Federal Energy Regulatory Commission ("FERC")-approved MISO Open Access Transmission Energy and Operating Markets Tariffs that the Company expects to incur for the twelve (12) months ended December 31 of the filing year and that are not recovered via the Fuel Adjustment Clause as ordered by the LPSC in Commission Order No. U-32675 dated November 4, 2013.

**4.B. RETAIL REGULATORY COMMISSION EXPENSE INCURRED FOR MISO OVERSIGHT**

Retail regulatory commission expense actually incurred for the Evaluation Period in connection with ELL's participation in MISO.

**4.C. TRUE-UP ADJUSTMENT**

A True-up Adjustment for the difference between the Estimated MISO Cost Recovery Revenue Requirement and the Actual MISO Cost Recovery Revenue Requirement for the twelve (12) months ended December 31 of the immediately preceding calendar year as defined on Attachment G, Page 3. The True-up Adjustment shall include carrying charges based on the Company's before-tax weighted average cost of capital in this Rider FRP applied to the difference between the actual and estimated MISO Cost Recovery Revenue Requirement as shown on Attachment G, Page 3.

**5. TAX REFORM ADJUSTMENT MECHANISM ("TRAM")**

The rate adjustments provided for in this Section to flow through benefits of the Tax Cuts and Jobs Act of 2017 ("TCJA") shall operate outside of the Base Rider FRP Revenue Adjustment provisions contained in Section 2.C. of the FRP, including the bandwidth mechanism and the cap set forth in Section 2.C.2.d.

- A. Protected Excess Accumulated Deferred Income Taxes ("ADIT"): Protected Excess ADIT that is eligible to be returned through the FRP will be returned to customers through the TRAM using the average rate assumption method ("ARAM") to which the ADIT is related in order to avoid an IRC normalization violation.
1. In each Evaluation Report, ELL shall reflect in the TRAM the Louisiana-jurisdictional portion of the amount of the eligible Protected Excess ADIT that will be credited on the books of ELL in the Filing Year.
  2. As with the return to customers of other excess ADIT amounts, the amortization of the Protected Excess ADIT, shall be offset by the revenue requirement associated with the cumulative increase in rate base resulting from the amortization of the credited Protected Excess ADIT such that only the

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IN CONNECTION WITH ELL'S MISO RENEWAL  
FILING, LPSC DOCKET NO. U-34447¶**

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The deferred incremental expense actually incurred subsequent to January 1, 2017 in connection with the litigation of ELL's MISO Renewal filing, Docket No. U-34447 ("MISO Renewal Deferral"), including carrying charges at the overall, before-tax weighted average cost of capital. The amortization period of the MISO Renewal Deferral shall be one year, which amortization will be reflected in the Evaluation Report that immediately follows a Commission decision in Docket No. U-34447. These per book amounts shall be removed from the Test Year 2017 midpoint reset and any future FRP filing.¶

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4.D.

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ELL shall create a regulatory liability in the amount of \$9 million per month to reflect the change in revenue requirement produced by the change in the corporate federal income tax rate from 35% to 21% pursuant to the TCJA. The regulatory liability shall recognize the difference in revenue collected (for the amount of tax expense ELL collected at the 35% corporate federal tax rate versus the 21% corporate federal income tax rate) for the period from January 1, 2018 to the date that new rates are implemented pursuant to this Stipulation and carrying charges shall be accrued on that principal amount at the Weighted Average Cost of Capital of 7.35% annually. The Company shall amortize this regulatory liability and flow these amounts back to customers ratably over the Test Year 2017 rate-effective period by recognizing the regulatory liability in the TRAM.

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SCHEDULE FRP,

**ENTERGY LOUISIANA, LLC**  
**ELECTRIC SERVICE**  
**SCHEDULE FRP**

Revision #0

Page 163.17

Original

Effective Date: 08/30/2021

Supersedes: Schedule FRP-1 effective

08/30/2018

Authority: TBD

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**FORMULA RATE PLAN**  
**RIDER SCHEDULE FRP**

net of the two will be reflected in the TRAM. To avoid the potential for any double-recovery, an adjustment to the FRP rate base will be made to account for this TRAM netting.

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B. The excess ADIT that is not protected, *i.e.*, the "Unprotected Excess ADIT" that is eligible to be returned through the FRP will be returned to customers according to the following schedule:

1. One-half of the estimated amount of the eligible Unprotected Excess ADIT shall be returned to customers ratably over the period beginning one month after approval by the Commission of the Stipulation in Docket No. U-34631 and continuing over the remainder of the 2018 calendar year. This initially will be accomplished through a one-time adjustment reflected in the Extraordinary Cost Change Revenue Requirement of the then effective Rider Schedule FRP. It will then be reflected in the TRAM of Rider Schedule FRP, beginning with implementation of Rider Schedule FRP in September 2018.
2. The remaining half of the amount of the eligible Unprotected Excess ADIT shall be returned to customers through the TRAM ratably over the period from January 2019 through August 2022 (44 months).
3. As with the Protected Excess ADIT, the amortization (return to customers) of the Unprotected Excess ADIT shall be offset by the revenue requirement associated with the cumulative increase in rate base resulting from the amortization of the credited Unprotected Excess ADIT such that only the net of the two will be returned to customers. To avoid the potential for any double-recovery, an adjustment to the FRP rate base will be made to account for this TRAM netting. The TRAM will be updated annually, from 2019 – 2022, to reflect the revenue requirement associated with the increasing rate base. That adjustment will be accomplished as follows: 1) On January 1, 2019 adjustments were made to reflect the 2018 amortization of half of the Unprotected Excess ADIT along with the adjustment to reflect the resulting accumulative increase in rate base. 2). On September 1, 2019, September 1, 2020, and September 1, 2021 respectively, adjustments shall be made to reverse the prior amortization and to reflect a new 12-month amortization with appropriate rate base offsets.

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C. If prior to the September 2023 billing cycle rate change from this FRP, the federal corporate income tax rate changes from 21% to some other rate, ELL is authorized to create regulatory assets/liabilities and make the following rate making adjustments. The regulatory asset or liability will be created on the effective date of the tax rate change, and the regulatory asset or liability will accrue carrying charges at the Company's weighted average cost of capital through the TRAM:

**Deleted:** Following the filing of the 2017 tax return, anticipated in September 2018, a true-up of the Unprotected Excess ADIT will be required to reflect the final amount included in that tax return. The Company will recognize this true-up in the FRP Evaluation Report for the 2018 Evaluation Period, and include any differences in the TRAM as part of the implementation of the 2018 Evaluation Period in September 2019.

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SCHEDULE FRP,

ENTERGY LOUISIANA, LLC  
ELECTRIC SERVICE  
SCHEDULE FRP

Revision #0

Page 163.18

Original

Effective Date: 08/30/2021

Supersedes: Schedule FRP-1 effective

08/30/2018

Authority: TBD

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**FORMULA RATE PLAN  
RIDER SCHEDULE FRP**

1. In the event of a future tax rate change and creation of a regulatory asset or liability, ELL shall make a compliance filing pursuant to Section 501(C) of LPSC General Order dated July 1, 2019 to include such regulatory asset or liability as a component of the TRAM, and set forth a methodology to change its rates and recover from or credit customers for the value of that regulatory asset or liability after review and approval by the LPSC.
2. Any change in the federal corporate income tax rate may also require adjustment or re-valuation of accumulated deferred income tax ("ADIT") that is reflected in the Company's rate base. To the extent a change in the tax rate affects existing ADIT balances, a regulatory asset or liability will be created on the effective date of the tax rate change, and the regulatory asset or liability will accrue carrying charges at the Company's weighted average cost of capital. In the event of a future tax rate change and creation of a regulatory asset or liability, ELL shall make a compliance filing pursuant to Section 501(C) of LPSC General Order dated July 1, 2019 to include such regulatory asset or liability as a component of the TRAM, and set forth a methodology to change its rates to recover from or credit customers for the value of that regulatory asset or liability after review and approval by the LPSC.

**6. EFFECTIVE DATE AND TERM**

Rider ELL FRP shall continue in effect for three years. Except for the 2021 Evaluation Report (2020 Test Year) which shall be filed on or before June 30 as provided for in Section 2.B.1 above, the annual Evaluation Report filings shall be made on or before May 31 of 2021, 2022, and 2023 for the Evaluation Periods ended December 31, 2020, 2021, and 2022, respectively. Unless Rider FRP is extended by mutual agreement of the Commission and the Company, the Rate Adjustments resulting from the May 31, 2023 Evaluation Report filing shall continue in effect until such time as they are superseded pursuant to a final Commission order. If this Rider FRP is terminated by a future order of the Commission, the then-existing Total Rate Adjustment shall continue to be in effect until new base rates reflecting the then-existing Total Rate Adjustment are duly approved and implemented. Nothing contained in this Rider FRP shall limit the right of any party to file an appeal as provided by law.

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SCHEDULE FRP,

Page 163.19

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Effective: xx/xx/2021

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**ENTERGY LOUISIANA, LLC  
FORMULA RATE PLAN RIDER SCHEDULE FRP,  
RATE ADJUSTMENTS**

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**I. APPLICABILITY**

This Rider is applicable under the regular terms and conditions of the Company to all Customers served under any retail electric Rate Schedule\* and/or Rider schedule.\* The FRP rate applicable to a specific Customer shall be determined by either the base rate schedule(s) applicable to the customer's geographic location (i.e., Legacy ELL Service Area or Legacy EGSL Service area) or, where applicable, the base rate schedule(s) elected by the Customer.

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**II. NET MONTHLY RATE**

The Net Monthly Bill or Monthly Bill calculated pursuant to each applicable retail rate schedule\* and/or rider schedule\* on file with the Louisiana Public Service Commission will be adjusted monthly by the appropriate percentage of applicable Base Rate Revenues, before application of the monthly fuel adjustment.

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\*Excluded Schedules: AFC-L, AFC-G, AFC, AMSOO, ASPS-G, B-L, CM-G, Contract Minimums, CS-L, CS-L Rider 1, DTK, EAC, EAPS-L, EAPS-G, EECR-PE, EECR-QS-L, EECR-QS-G, ECS-L (Curtailable Load), EECS-L, EEIS-G, EER-L, EER-G, EEDBP, EIS-G, EIS-I-G, ERDRS-G, FCA (1,3,4,5), Facilities Charges, FIORE-L, FIORE-G, FA, FR-1-G, FSC-ELL, FSCII-ELL, FSCIII-ELL, FSC-EGSL, FSCII-EGSL, FSCIII-EGSL, FSPP, FT, Incremental Load under LCOP, LIS-L Rider 2, LIPS-L Rider 2, LQF-PO-G, MS, MVDR, MVER-L, MVER-G, NFRPCEA-L, NFRPCEA-G, OBP, PPS-1-L, QFSS-L, RCL, REP, RPCEA-L, RPCEA-G, RRD-V-G, RRD-VI-G, SCO-L, SCO-G, SCOI-L, SCOI-G, SCOI-L, SCOI-G, SCOI-L, SCOI-G, SLGO-L, SLGR-L, SMQ-G, SQF-L, SQF-G, SSTS-G, and applicable Special Contracted Rates.

Er  
Form  
Rate  
For the Test

Ln No.	Rate Class (1)
1	ELL- Residential
2	ELL- Small General Service
3	ELL- Large General Service
4	ELL- Exper Curtailable Service
5	ELL- Large Industrial Power Service
6	ELL- Large Load, High Load Factor Power Service
7	ELL- Large Industrial Service
8	ELL- Lighting
9	EGSL- Residential
10	EGSL- Small General Service
11	EGSL- General Service
12	EGSL- Large Power Service
13	EGSL- High Load Factor Service
14	EGSL- Municipal Water Pumping Service
15	EGSL- Street & Area Lighting

Notes:  
¶ (1) Excludes schedules specifically identified in this Rider FRP  
¶ (2) See Attachment A, Page 2 Column E.  
¶ (3) See Attachment A, Page 2 Column I.  
¶ (4) See Attachment A, Page 2 Column M.  
¶ (5) See Attachment A, Page 2 Column Q.  
Deleted: (6) Sum of column 2, 3, 4 and 5, % applied to customer applic:  
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Page 163.20

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**Entergy Louisiana, LLC**  
**Formula Rate Plan (Rider FRP)**  
**Rate Development Formula**  
**For the Test Year Ended December 31, 20XX**

Ln No.	Rate Class (1)	Total ELL FRP Rate Adj. (2)
1	ELL- Residential	xxx%
2	ELL- Small General Service	xxx%
3	ELL- Large General Service	xxx%
4	ELL- Exper Curtailable Service	xxx%
5	ELL- Large Industrial Power Service	xxx%
6	ELL- Large Load, High Load Factor Power Service	xxx%
7	ELL- Large Industrial Service	xxx%
8	ELL- Lighting	xxx%
9	EGSL- Residential	xxx%
10	EGSL- Small General Service	xxx%
11	EGSL- General Service	xxx%
12	EGSL- Large Power Service	xxx%
13	EGSL- High Load Factor Service	xxx%
14	EGSL- Municipal Water Pumping Service	xxx%
15	EGSL- Street & Area Lighting	xxx%

Notes:

- (1) Excludes schedules specifically identified in this Rider FRP.  
(2) See Attachment A, Page 2, Total ELL FRP Rate Adj. column.

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Entergy Louisiana, LLC  
Formula Rate Plan (Rider FRP)  
Rate Development Formula  
For the Test Year Ended December 31, 20XX

Ln No.	Rate Class (1)	Legacy FRP Rates (2)	Incremental ELL FRP Rate for FRP-MCRMxTRAM (3)	Rider FRP Rate for MCRM (4)	Rider FRP Rate for TRAM (5)	Rider FRP Rate for DRM (6)	Total ELL FRP Rate Adj. (7)
1	ELL- Residential	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
2	ELL- Small General Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
3	ELL- Large General Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
4	ELL- Exer Curtailable Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
5	ELL- Large Industrial Power Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
6	ELL- Large Load, High Load Factor Power Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
7	ELL- Large Industrial Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
8	ELL- Lighting	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
9	EGSL- Residential	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
10	EGSL- Small General Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
11	EGSL- General Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
12	EGSL- Large Power Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
13	EGSL- High Load Factor Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
14	EGSL- Municipal Water Pumping Service	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%
15	EGSL- Street & Area Lighting	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%	xxxx%

Notes:

- (1) Excludes schedules specifically identified in this Rider FRP.
- (2) See Attachment A, Page 3 Column E.
- (3) See Attachment A, Page 3 Column L.
- (4) See Attachment A, Page 3 Column M.
- (5) See Attachment A, Page 3 Column Q.
- (6) See Attachment A, Page 3 Column U.
- (7) Sum of column 2, 3, 4 and 5; % applied to customer applicable revenue.

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4. *Comm. C. (Cadm.)*

<sup>4</sup> See *Albright*, *supra* note 1, at 1033 (citing *United States v. Gurnea*, 201 F.2d 1011, 1012 (9th Cir. 1956)).

[illegible]

6. Colum G. Carlini H.  
7. Preparedness HCO Conference, 1970-1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648,

the Board will be considered a violation.

(iv) See *Mathematical Corp.*, 114 F.3d at 1002 (CA-11, 1997) (“[T]he court in *Mathematical* found that the defendant’s failure to disclose its financial condition to its investors constituted a violation of the securities laws.”).

Section 2(C) of the RHPF  
(2) Column K: Columns 1  
(3) Columns 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 83

(14) **No New PPP for Extended-Skip Structures.** The new amendments to Code Section 2036(b) will not apply to extended-skip structures. If a grantor has a grantor trust that is an extended-skip trust, the trust will not be treated as a grantor trust for purposes of the new Code Section 2036(b).

19. **Section 2 C4 of the Race Act**  
The following are the names of the persons who have been appointed to the following positions in the following offices:

(7) For applicable Federal Reserve banks, the amount of the applicable class Date of Payment in Same Allocation Figure See Attachment Page 10 of this Page 777

See *Column 1* for the assigned DRI. The class number is the same as the one in *Column 5* from the DRI manual.

2nd Column: Column 1

Page 163.23

ENTERGY LOUISIANA, LLC EARNED RATE OF RETURN ON COMMON EQUITY FORMULA		
LINE NO	DESCRIPTION	ADJUSTED AMOUNT
<b>TOTAL COMPANY</b>		
1	RATE BASE (Attachment B, Page 2, L28)	
2	BENCHMARK RATE OF RETURN ON RATE BASE (Attachment D, L6, Column D)	
3	REQUIRED OPERATING INCOME (L1 * L2)	
4	NET UTILITY OPERATING INCOME (Attachment B, Page 3, L29)	
5	OPERATING INCOME DEFICIENCY/(EXCESS) (L3 - L4)	
6	REVENUE CONVERSION FACTOR (NOTE A)	
7	REVENUE DEFICIENCY/(EXCESS) (L5 * L6)	
	PRESENT RATE REVENUES	
8	ULTIMATE CUSTOMERS (Attachment B, Page 3, L1)	
9	SALES FOR RESALE (Attachment B, Page 3, L2)	
10	TOTAL (L8 + L9)	
11	REVENUE REQUIREMENT (L7 + L10)	
<b>LPSC RETAIL</b>		
12	REVENUE REQUIREMENT ALLOCATION FACTOR (%) (NOTE B)	
13	REVENUE REQUIREMENT (L11 * L12)	
14	PRESENT RATE REVENUES (Attachment B, Page 3, L1)	
15	RIVER BEND DAP REVENUE REQUIREMENT (Attachment C, Page 2, 4(G))	
16	SGT REVENUE REQUIREMENT	
17	REVENUE DEFICIENCY/(EXCESS) (L13 - L14 + L15 + L16)	
18	REVENUE CONVERSION FACTOR (NOTE A)	
19	OPERATING INCOME DEFICIENCY/(EXCESS) (L17 / L18)	
20	RATE BASE ALLOCATION FACTOR (%) (NOTE B)	
21	RATE BASE (L1 * L20)	
22	COMMON EQUITY DEFICIENCY/(EXCESS) (%) (L19 / L21)	
23	WEIGHTED EVALUATION PERIOD COST RATE FOR COMMON EQUITY (%) (Attachment D, L5, Column D)	
24	WEIGHTED EARNED COMMON EQUITY RATE (%) (L23 - L22)	
25	COMMON EQUITY RATIO (%) (Attachment D, L5, Column B)	
26	EARNED RATE OF RETURN ON COMMON EQUITY (%) (L24 / L25)	

NOTES:

- (A) REVENUE CONVERSION FACTOR =  $1 / [(1 - \text{COMPOSITE TAX RATE}) * (1 - \text{BAD DEBT} - \text{REGULATORY COMMISSION EXPENSE RATE} - \text{FRANCHISE TAX RATE})]$   
(B) THE LPSC RETAIL RATIO AS CALCULATED IN MISCELLANEOUS SCHEDULE MD.



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ENTERGY LOUISIANA, LLC RATE BASE (A)				
LINE NO	DESCRIPTION	PER BOOKS	ADJUST- MENTS (B)	ADJUSTED AMOUNT
1	GROSS PLANT IN SERVICE (C) (K)			
2	DEPRECIATION RESERVES (K)			
3	NET UTILITY PLANT (L1 + L2)			
4	PROPERTY UNDER FINANCIAL LEASE – NET			
5	PLANT HELD FOR FUTURE USE			
6	PLANT ACQUISITION ADJUSTMENT (K)			
7	AMORTIZATION ACQUISITION ADJUSTMENT (K)			
8	CONSTRUCTION WORK IN PROGRESS (D)			
9	MATERIALS & SUPPLIES (E)			
10	PREPAYMENTS (E)			
11	CASH WORKING CAPITAL (F)			
12	OTHER WORKING CAPITAL (E)(G)			
13	INVESTMENT IN SFI (E)			
14	ACCUM DEF W-3 MAINT/REFUEL (H)			
15	NUCLEAR FUEL IN REACTOR (E)			
16	NUCLEAR REFUELING OUTAGE			
17	FUEL INVENTORY (E)			
18	W-3 DESIGN BASIS/REGULATORY STUDY COST			
19	RIVER BEND AFUDC GROSS-UP			
20	COAL CAR MAINTENANCE RESERVE			
21	DOE DECOM. & DECONTAMINATION FEE			
22	CUSTOMER ADVANCES			
23	CUSTOMER DEPOSITS			
24	UNFUNDED PENSION			
25	ACCUM DEFERRED INCOME TAXES			
26	RATE CASE EXPENSES			
27	OTHER (I) (J)			
28	RATE BASE (L3 + Sum of L4 - L27)			

NOTES:

- (A) BEGINNING/ENDING AVERAGE BALANCES ARE TO BE UTILIZED EXCEPT WHERE OTHERWISE NOTED.
- (B) ADJUSTMENTS AS SET OUT IN ATTACHMENT C TO THIS RIDER FRP
- (C) PLANT IN SERVICE EXCLUDING DISALLOWED PLANT INVESTMENT AND PLANT HELD UNDER FINANCING - SALE/LEASEBACK
- (D) AMOUNT NOT SUBJECT TO AFUDC ACCRUAL
- (E) 13-MONTH AVERAGE BALANCES
- (F) BASED ON CURRENT LEAD/LAG STUDY
- (G) INCLUDES RESERVES FOR THE FOLLOWING: UNCOLLECTIBLES, COLLECTION OF BANK MINIMUM BALANCES, WORKING FUNDS AND PROPERTY, INJURIES & DAMAGES, ENVIRONMENTAL, COMMERCIAL LITIGATION AND OTHER RESERVES
- (H) 50% REFUELING OUTAGE EXPENSE FOR THE EVALUATION PERIOD
- (I) OTHER ITEMS INCLUDED PURSUANT TO SECTION 9 OF ATTACHMENT C TO THIS RIDER FRP
- (J) BEGINNING/ENDING AVERAGE OR 13 MONTH AVERAGE AS APPROPRIATE
- (K) YEAR END BALANCES FOR PLANT ACQUISITIONS MADE DURING THE TEST YEAR

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ENTERGY LOUISIANA, LLC OPERATING INCOME				
LINE NO	DESCRIPTION	PER BOOKS	ADJUST- MENTS (A)	ADJUSTED AMOUNT
	REVENUES			
1	SALES TO ULTIMATE CUSTOMERS LPSC RETAIL			
2	SALES FOR RESALE			
3	EPP & SYSTEM SALES			
4	OTHER ELECTRIC REVENUE			
5	TOTAL OPERATING REVENUES (Sum of L1 – L4)			
	EXPENSES			
6	OPERATION & MAINTENANCE			
7	PRODUCTION			
8	REGIONAL MARKET			
9	TRANSMISSION			
10	DISTRIBUTION			
11	CUSTOMER ACCOUNTING			
12	CUSTOMER SERVICE & INFORMATION			
13	SALES			
14	ADMINISTRATIVE & GENERAL			
15	TOTAL O & M EXPENSE (Sum of L6 - L13)			
16	GAIN FROM DISPOSITION OF ALLOWANCES			
17	GAIN ON DISPOSITION OF UTILITY PLANT			
18	REGULATORY DEBITS AND CREDITS			
19	DEPRECIATION, AMORT, DECOM & ACCRETION EXP			
20	AMORTIZATION OF PLANT ACQUISITION ADJUSTMENT			
21	INTEREST ON CUSTOMER DEPOSITS			
22	TAXES OTHER THAN INCOME			
23	CURRENT STATE INCOME TAX			
24	CURRENT FEDERAL INCOME TAX			
25	PROV DEF INC TAX - STATE – NET			
26	PROV DEF INC TAX - FED – NET			
27	INVESTMENT TAX CREDIT – NET			
28	OTHER (NOTE B)			
29	TOTAL UTILITY OPERATING EXP (L14 + Sum of L15 - L27)			
30	NET UTILITY OPERATING INCOME (L5 – L28)			

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NOTES:

- (A)ADJUSTMENTS DEFINED IN ATTACHMENT C TO THIS RIDER FRP (SEE SECTION 4)  
(B)OTHER ITEMS INCLUDED PURSUANT TO SECTION 9 OF ATTACHMENT C TO THIS RIDER FRP

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ENTERGY LOUISIANA, LLC INCOME TAX				
LINE NO	DESCRIPTION	PER BOOKS	ADJUST- MENTS (A)	ADJUSTED AMOUNT
1	TOTAL OPERATING REVENUES (Page 3, L5)			
2	TOTAL O&M EXPENSE (Page 3, L14)			
3	GAIN FROM DISPOSITION OF ALLOWANCES (Page 3, L15)			
4	GAIN ON DISPOSITION OF UTILITY PLANT (Page 3, L16)			
5	REGULATORY DEBITS AND CREDITS (Page 3, L17)			
6	DEPRECIATION, AMORT, DECOM & ACCRETION EXPENSE (Page 3, L18)			
7	AMORTIZATION OF PLANT ACQUISITION ADJUSTMENT (Page 3, L19)			
8	INTEREST ON CUSTOMER DEPOSITS (Page 3, L20)			
9	TAXES OTHER THAN INCOME (Page 3, L21)			
10	OTHER (Page 3, L27)			
11	NET INCOME BEFORE INCOME TAXES (L1 - Sum of L2 – L10)			
12	ADJUSTMENTS TO NET INCOME BEFORE TAXES			
13	TAXABLE INCOME BEFORE CURRENT STATE INCOME TAX (L11 + L12)			
	COMPUTATION OF STATE INCOME TAX			
14	STATE ADJUSTMENT			
15	STATE TAXABLE INCOME (L13 + L14)			
16	CURRENT STATE INCOME TAX [L15 * Effective State Tax Rate (see Note B)]			
17	OTHER ITEMS IMPACTING CURRENT STATE INCOME TAX			
18	TOTAL CURRENT STATE INCOME TAX (L16 + L17)			
	COMPUTATION OF FEDERAL INCOME TAX			
19	TAXABLE INCOME BEFORE CURRENT STATE INCOME TAX (L13)			
20	CURRENT STATE INCOME TAX [L16 (shown as deduction)]			
21	FEDERAL TAXABLE INCOME (Sum of L19 – L20)			
22	CURRENT FEDERAL INCOME TAX [L21 * Federal Tax Rate (see Note B)]			
23	OTHER ITEMS IMPACTING CURRENT FEDERAL INCOME TAX			
24	TOTAL CURRENT FEDERAL INCOME TAX (L22 + L23)			

NOTES:

- (A) ADJUSTMENTS DEFINED IN ATTACHMENT C TO THIS RIDER FRP (SEE SECTION 4)  
(B) THE TAX RATE IN EFFECT AT THE TIME THE EVALUATION REPORT IS FILED SHALL BE UTILIZED.

**ENTERGY LOUISIANA, LLC  
EVALUATION PERIOD ADJUSTMENTS**

The actual (per book) data for the Evaluation Period, as reflected in Attachment B, shall be adjusted to reflect the following:

**1. Special Rates**

- A) Present rate revenue shall be adjusted to reflect, on an annualized basis, the Rate Adjustments in effect at the end of the Evaluation Period under this Rider FRP.
- B) The rate base, revenue and expense effects associated with any riders, or other rate mechanisms, that ELL may have in effect during the Evaluation Period which recover specific costs including Section 2.C.2(a) of this Rider FRP are to be eliminated.

**2. Interest Synchronization**

All Evaluation Period interest expenses are to be eliminated and replaced with an imputed interest expense amount equal to the Evaluation Period rate base multiplied by the weighted embedded cost of debt for the Evaluation Period determined in accordance with Attachment D.

**3. Income Taxes**

All state and federal income tax effects including 1) adjustments to taxable income, 2) adjustments to current taxes, 3) provisions for deferred income tax (debit and credit), and 4) accumulated provision for deferred income tax (debit and credit) shall be adjusted or eliminated, as appropriate, to comport with the following principles:

- A) Effects associated with other adjustments set out in this Attachment C shall similarly and consistently be adjusted;
- B) All effects associated with the difference in the timing of transactions, where the underlying timing difference is eliminated, shall also be eliminated;
- C) The corporate state and federal income tax laws legally in effect on the date an Evaluation Report is filed under this Rider FRP shall be reflected in the calculation of all income tax amounts; and
- D) Tax effects normally excluded in prior Commission Orders regarding ELL for ratemaking purposes shall be eliminated.

**4. Specific Ratemaking Adjustments**

The following adjustments shall be made for each Evaluation Period to the extent they remain applicable:

- A. Fuel Adjustment revenues and purchased power expense shall be adjusted in accordance with LPSC Order No. U-16945 related to ELL's Grand Gulf allocation, LPSC Order U-32328-A and any future orders of the LPSC.
- B. Decommissioning expense will be based on the latest approved cost estimates, escalation rates, earnings rates and the depreciable life of Waterford 3 and River Bend.
- C. Depreciation expense shall be based on the latest approved Louisiana depreciation rates including a 60-year life for River Bend.

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- D. The State Corporate Franchise Tax shall be proformed to reflect the State Corporate Franchise Tax, consistent with the terms of LPSC Order No's. S-28919 and U-21453 (Subdocket J).
- E. Adjustments to remove the River Bend Deregulated Asset Plan ("DAP") cost effects from rate base and expenses.
- F. Adjustment to remove the 30% unregulated River Bend cost effects from rate base and expense.
- G. Adjustment to Louisiana retail revenue requirement for the DAP revenue requirement.
- H. Cash working capital shall be determined by the most recently approved lead/lag study.
- I. Nelson Rail Spur to be included in rate base and expense as if owned by ELL.
- J. The actual-prudently incurred external costs to achieve the Business Combination's customer benefits ("CTABs") that have been or will be incurred during the period January 1, 2014 through December 31, 2015 shall be deferred as a regulatory asset and amortized over a ten-year period beginning with the first billing cycle following the implementation of the ELL FRP for the 2014 Evaluation Period. The annual amortization of the CTABs shall be treated as an FRP revenue requirement subject to the bandwidth earnings test. The amount of CTABs to be amortized will not exceed \$25 million, and CTABs will only include actual, prudently-incurred, external ELL, EGSL or ELP costs. CTABs will not include any costs associated with review by the Council of the City of New Orleans of the Business Combination, the Algiers asset transfer, or any other costs incurred by or in connection with proceedings before the Council. Carrying charges on the CTABs shall not be accrued.
- K. To the extent that there are additional FERC-ordered refunds and/or changes in rates pertaining to amounts billed ELL applicable to Grand Gulf, ELL shall reflect a corresponding adjustment to annualize the associated retail revenue requirement effects. These adjustments, if made during the term of this FRP renewal, shall be dollar-for-dollar outside the bandwidth provisions of this Rider FRP, and will include any retroactive effects, including refunds or credits.

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#### 5. Reclassifications

- A) Revenues associated with ELL's rates in the LPSC Retail or FERC (Sales for Resale) jurisdictions, but included in Other Electric Revenue on a per book basis (Attachment B, Page 3, Line 6), shall be reclassified to the appropriate jurisdictional rate schedule revenue category.
- B) Costs not allowable for ratemaking purposes shall be removed by adjustment from the Evaluation Period cost data. Likewise, costs that are allowed, but recorded below the utility operating income line, shall be included in the Evaluation Period cost data through appropriate reclassification adjustments. These adjustments shall include, but are not limited to: 1) the reclassification of below-the-line interest expense associated with customer deposits and 2) interest income related to ESI and EOI and, 3) Letter of Credit Fees related to MISO.

#### 6. Out-of-Period Items

Except with respect to expenses and revenues arising from a Federal Energy Regulatory Commission-jurisdictional tariff, expenses and revenues recorded in any Evaluation Period that are related to transactions occurring prior to 2005 under the Legacy Entergy Louisiana, LLC company and prior to 2004 under the Legacy Entergy Gulf States Louisiana, L.L.C. company shall be eliminated by adjustment from the Evaluation Period cost data. This shall include any associated tax adjustments.

#### 7. Environmental Costs

To maintain neutrality in the recovery of the costs recovered via the Environmental Adjustment Clause ("EAC"), the Company shall make an adjustment to remove the Account 447 revenue associated with its affiliate-related billings of EAC costs.

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**8. Ratemaking Treatment with Respect to Guaranteed and Contingent Credits Arising from the Business Combination in Docket U-33244**

In connection with the stipulation approved in LPSC Order, U-33244-B, ratemaking treatments with respect to Guaranteed and Contingent Credits were approved and shall be reflected in the calculation included on Attachment F Line 31 via the Extraordinary Cost Provision.

**9. Other**

In addition to Adjustments 1-8 above, there may from time to time be special cost or rate effects that occur during an Evaluation Period that require adjustment of the Evaluation Period cost data. Nothing in this Rider FRP shall preclude any Party from proposing such adjustments. Such that Other adjustments required to be made to the evaluation period data are associated with costs embedded within Legacy FRP rates, and outside of any true-ups or adjustment provisions already provided for within this rider. Other adjustments shall be deemed to be made on a prospective basis through the ELL FRP, unless otherwise authorized by the LPSC.

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**ENTERGY LOUISIANA, LLC  
BENCHMARK RATE OF RETURN ON RATE BASE**

	(A)	(B)	(C)	(D)
DESCRIPTION	CAPITAL AMOUNT (1) (\$)	CAPITAL RATIO (2)	COST RATE (3)	BENCHMARK RATE OF RETURN ON RATE BASE (4)
1 SHORT-TERM DEBT				
2 LONG-TERM DEBT				
3 TOTAL DEBT				
4 PREFERRED EQUITY				
5 COMMON EQUITY			EPCOE	
6 TOTAL		100.00%		BRORB

**NOTES:**

- (1) Amounts at the end of the Evaluation Period, except Short-Term Debt which is the 13-month average, as adjusted for refinancing activities that occur prior to implementation of the Evaluation Report. All Long-Term Debt issues shall reflect the balance net of a) unamortized debt discount, premium, and expense; b) gain or loss on reacquired debt; and c) any adjustments required per Attachment C. All Preferred Stock issues shall reflect the balance net of discount, premium and capital stock expense. Common equity and preferred equity shall be adjusted for the net unamortized balance of gains and losses on reacquired preferred stock. Amounts related to Securitization financing and interim storm financing that was the subject of Order No. U-35762 will be eliminated.
- (2) Each Capital Amount divided by the Total Capital Amount. However, if the Common Equity Ratio exceeds the weighted average common equity ratio of all five Entergy Operating Companies plus 2%, the Common Equity Capital Amount shall be reduced so that the Common Equity Ratio is equal to the weighted average common equity ratio of all five Entergy Operating Companies plus 2%. Any resulting reduction in the Common Equity Capital Ratios (%) shall then be allocated to Short-Term Debt, Long-Term Debt and Preferred Equity on a pro rata basis based on the corresponding Capital Amounts.
- (3) Annualized cost of Long-Term Debt and Preferred Equity at the end of the Evaluation Period, as adjusted for refinancing activities that occur prior to implementation of the Evaluation Report, divided by the corresponding Capital Amount. The Short-Term Debt Cost Rate is the 13-month average of the Short-Term Debt interest rates on the last day of each month of the Evaluation Period and the immediately preceding December 31. The Long-Term Debt Cost Rate shall include a) annualized amortization of debt discount premium, and expense; b) annualized gain or loss on reacquired debt; and c) any adjustments required per Attachment C. The Common Equity Cost Rate shall be the Evaluation Period Cost Rate for Common Equity (EPCOE) determined in accordance with Attachment E.
- (4) The components of the Benchmark Rate of Return on Rate Base (BRORB) column are the corresponding Cost Rates multiplied by the associated Capital Ratio. The BRORB is the sum of the components so determined and expressed as a percent to two decimal places (XX.XX%).

ENTERGY LOUISIANA, LLC  
EVALUATION PERIOD COST RATE FOR COMMON EQUITY PROCEDURE

A. EVALUATION PERIOD COST RATE FOR COMMON EQUITY

The EPCOE applicable for any Evaluation Report pursuant to this Rider FRP shall be 9.50%. This EPCOE shall remain in effect until a new procedure for determining the EPCOE is established and implemented in connection with any extension of this Rider FRP, or until the EPCOE is superseded or new base rates are duly approved and implemented, as provided in Section 6 of this Rider FRP.

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Deleted: 95%. The EPCOE applicable for the 2018 and 2019 Evaluation Reports pursuant to this Rider FRP shall be 9.80%.

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Entergy Louisiana, LLC  
Formula Rate Plan  
Rider FRP Revenue Redetermination Formula  
Electric  
For the Test Year Ended December 31, 20XX

SECTION 1				
BANDWIDTH DEVELOPMENT				
Line No	DESCRIPTION	REFERENCE		
1	Earned Rate of Return on Common Equity	Attachment B, Page 1, L26		%
2	Evaluation Period Cost Rate for Common Equity	Developed per Attachment E		9.50%
3	If L2 + 0.50% < L1		TRUE	GO TO Section 2
4	If L2 - 0.50% > L1		FALSE	GO TO Section 3
5	Otherwise			No Rate Change
SECTION 2				
UPPER BAND RATE ADJUSTMENT				
Line No	DESCRIPTION	REFERENCE		
6	Earned Rate of Return on Common Equity	L1		%
7	Upper Band	L2 + 0.50%		%
8	Reduction to Upper Band	L6 - L7		%
9	Extraordinary Cost and/or Capacity Cost	See Note 2		\$
10	Common Equity Capital Ratio	Attachment D, L5, Column B		%
11	LPSC Retail Rate Base	Attachment B, Page 1, L21		\$
12	Revenue Conversion Factor	Attachment B, Page 1, L6		
13a	Net Cost Impact on Common Equity	$L9 / (L10 * L11 * L12)$		%
13b	Reduction due to Extraordinary/Capacity Costs	Lesser of L8 or L13a		%
13c	Reduction in Earned Rate of Return on Common Equity	If L8 > L13b, then L8 - L13b; otherwise zero		%
14	Total ROE Reduction	L13b + L13c		%
15	If L14 ≤ 0.05%			No Rate Change
16	If L14 > 0.05%, then Reduction in Base Rider FRP Revenue	$L10 * L11 * L12 * L14$		\$
SECTION 3				
LOWER BAND RATE ADJUSTMENT				
Line No	DESCRIPTION	REFERENCE		
17	Lower Band	L2 - 0.50%		%
18	Earned Rate of Return on Common Equity	L1		%
19	Increase to Lower Band	L17 - L18		%
20	Increase in Earned Rate of Return on Common Equity	100% of L19		%
21	If L20 ≤ 0.05%			No Rate Change
22	If L20 > 0.05%, then			
23	Increase in Earned Rate of Return on Common Equity	L20		%
24	Common Equity Capital Ratio	Attachment D, L5, Column B		%
25	LPSC Retail Rate Base	Attachment B, Page 1, L21		\$
26	Revenue Conversion Factor	Attachment B, Page 1, L6		
27	Increase in Base Rider FRP Revenue	$L23 * L24 * L25 * L26$		\$
SECTION 4				
RIDER FRP REVENUE EXCLUDING MCRM & TRAM				
Line No	DESCRIPTION	REFERENCE		
28	Legacy FRP Revenue Requirement Total	L 44		\$
29	Annualized Evaluation Period Incremental FRP Revenues	See Note 1		\$
30	(Reduction)/Increase in Base Rider FRP Revenue	- L16 or + L27		\$
31	Extraordinary Cost Change Revenue	See Note 2		\$
32	Additional Capacity Revenue Requirement (ELL)	Per Sec. 3.D of the Tariff		\$
33	Transmission Recovery Mechanism Revenues (ELL)	Per Sec. 3.F of the Tariff		\$
34	Incremental FRP Revenue excluding MCRM & TRAM (FRPXMCRMxTRAM)	Sum of L29 - L33		\$
35	Distribution Recovery Mechanism (DRM)	Per Sec. 3.G of the Tariff		
36	Rider FRP Revenue excluding MCRM & TRAM (FRPXMCRMxTRAM)	Sum of L28 + L34		\$

Notes:

- (1) Rider ELL FRP Rate Adjustments in effect at the end of the applicable Evaluation Period multiplied by the applicable Evaluation Period billing determinants. See AJ01A.2, Column J
- (2) Per Sections, 3.A, 3.D, 3.E, 3.F and 2.C.2.c.(5)

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<b>SECTION 5</b>			
<b>LEGACY FRP REVENUE REQUIREMENT</b>			
<b>Line No</b>	<b>DESCRIPTION</b>	<b>REFERENCE</b>	
37	Annualized Legacy ELL-L FRP Revenue	See Note 1	\$ -
38	Legacy ELL-L Additional Capacity Revenue Requirement	Per Sec. 3.D of the Tariff	\$ -
39	Legacy ELL-L Other Adjustments	Per Sec. 2.C.1.h of the Tariff	\$ -
40	Legacy ELL-L FRP Revenue Requirements Total	Sum of L35 - L37	\$ -
41	Annualized Legacy EGSL-L FRP Revenue	See Note 2	\$ -
42	Legacy EGSL-L Additional Capacity Revenue Requirement	Per Sec. 3.D of the Tariff	\$ -
43	Legacy EGSL-L Other Adjustments	Per Sec. 2.C.1.h of the Tariff	\$ -
44	Legacy EGSL-L FRP Revenue Requirements Total	Sum of L39 - L41	\$ -
45	Legacy FRP Revenue Requirement Total	Sum of L38 + L42	\$ -
<b>SECTION 6</b>			
<b>MISO COST RECOVERY &amp; TAX REFORM ADJUSTMENT MECHANISMS</b>			
<b>Line No</b>	<b>DESCRIPTION</b>	<b>REFERENCE</b>	
46	MISO Rec. Rev. Requirement (MCRM)	Per Sec. 4 & Att. G Pg. 1 L 21	\$ -
47	Tax Reform Adjustment Mechanism (TRAM)	Per Sec. 5 & Att. H Pg. 1 L 10	

Notes:

- (1) Legacy ELL-L FRP Rate Adjustments in effect at the end of the applicable Evaluation Period multiplied by the applicable Evaluation Period billing determinants. See AJ01A.2, Column H
- (2) Legacy EGSL-L FRP Rate Adjustments in effect at the end of the applicable Evaluation Period multiplied by the applicable Evaluation Period billing determinants. See AJ01A.2, Column H

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Entergy Louisiana, LLC  
Formula Rate Plan Rider Schedule FRP  
MISO Cost Recovery Mechanism Formula ELA (1)  
Projected for the Twelve Months Ended December 31, 20XX

Ln No.	Description	Amount	Reference
<b>Net MISO Charges/(Credits)</b>			
1	Schedule 10 Invoice	-	Att G Page 2, L6
2	Non-TO Trust Invoice	-	Att G Page 2, L12
3	TO-Trust Invoice	-	Att G Page 2, L19
4	Sch. 31 - Reliability Coordination Service Cost Recovery Adder	-	Att G Page 2, L20
5	Administrative Costs	-	Att G Page 2, L21
6	Other MISO Settlements	-	Att G Page 2, L22
7	<b>Net MISO Charges/(Credits)</b>	-	Sum of Lines 1 - 6
<b>Cost Associated with MISO Renewal Deferral (2)</b>			
8	Carrying Cost on MISO Renewal Deferral		
9	Amortization of MISO Renewal Deferral		
10	<b>Cost associated with MISO Renewal Deferral</b>	-	Sum of Lines 8 - 9
11	<b>Net MISO-related Costs</b>	-	L7 + L10
12	Retail Allocation Factor (3)	-	
13	Revenue Related Expense Factor (4)	-	
14	<b>Net Retail MISO Costs to be Recovered</b>	-	L11 * L12 * L13
15	True-up of MISO Cost Recovery Revenue Requirement	-	Att G Page 3, L19
16	<b>MISO Cost Recovery Mechanism (MCRM) Revenue Requirement</b>	-	L14 + L15

Notes:

- ✓ (1) Pursuant to Section 4 of this Formula Rate Plan (Rider FRP)
- ✓ (2) Return of and on MISO Renewal Deferral per Section 4.C. of this Rider FRP.
- ✓ (3) LA Retail Allocation Factor as calculated in Miscellaneous Schedule MD 1.
- ✓ (4) Revenue Related Expense Factor =  $1 / (1 - \text{Louisiana Retail Bad Debt Rate} - \text{Revenue-Related Tax Rate} - \text{Regulatory Commission Expense Rate})$ .

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Entergy Louisiana, LLC  
Formula Rate Plan Rider Schedule FRP  
MISO Cost Recovery Mechanism Formula  
Projected for the Twelve Months Ended December 31, 20XX

Ln No.	Description	Amount	Reference
<b>Schedule 10 Invoice</b>			
1	Schedule 10 ISO Cost Recovery Adder	-	
2	Sch. 10 - FERC FERC Annual Charges Recovery	-	
3	Schedule 23 Recovery of Sch. 10 & Sch. 17 Costs from Certain GFAS	-	
4	Schedule 34 Allocation of Costs Associated With Penalty Assessments (1)	-	
5	Schedule 35 HVDC Agreement Cost Recovery Fee	-	
6	<b>Total Schedule 10 Invoice</b>	-	Sum of Lines 1 - 5
<b>Non-TO Trust Invoice</b>			
7	Schedule 1 Scheduling, System Control, and Dispatch Service	-	
8	Schedule 2 Reactive Power	-	
9	Schedule 11 Wholesale Distribution Services (2)	-	
10	Schedule 15 Power Factor Correction Service	-	
11	Schedule 20 Treatment of Station Power	-	
12	<b>Total Non-TO Trust Invoice</b>	-	Sum of Lines 7-11
<b>TO-Trust Invoice</b>			
13	Schedule 7 Long & Short-Term Firm Point-To-Point Trans. Service	-	
14	Schedule 8 Non-Firm Point-To-Point Transmission Service	-	
15	Schedule 9 Network Integration Transmission Service	-	
16	Schedule 26 Network Upgrade Charge From Trans. Expansion Plan	-	
17	Schedule 26-A Multi-Value Project Usage Rate	-	
18	Schedule 33 Blackstart Service	-	
19	<b>Total TO-Trust Invoice</b>	-	Sum of Lines 13-18
20	<b>Schedule 31 - Reliability Coordination Service Cost Recovery Adder</b>	-	
21	<b>Administrative Costs</b>	-	
22	<b>Other MISO Settlements</b>	-	

Notes:

- (1) Cost associated with potential future NERC penalties could show up under Schedule 10 Invoice or Market Settlements.  
(2) Includes Wholesale Distribution Services, Prior Period Adjustments and Other.

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Entergy Louisiana, LLC  
Formula Rate Plan Rider Schedule FRP  
MISO Cost Recovery Mechanism Formula  
True-up of MISO Cost Recovery Mechanism  
For the Period ended December 31, 20XX

Ln No.	Description	Amount	Reference
<b>Actual Net MISO Charges/(Credits)</b>			
1	Schedule 10 Invoice	-	
2	Non-TO Trust Invoice	-	
3	TO-Trust Invoice	-	
4	Schedule 31 - Reliability Coordination Service Cost Recovery Adder	-	
5	Administrative Costs related to Market Settlements	-	
6	Other MISO Market Settlements	-	
7	<b>Net MISO Charges/(Credits)</b>	-	Sum of Lines 1 - 6
<b>Actual Cost Associated with MISO Renewal Deferral (2)</b>			
8	Carrying Cost on MISO Renewal Deferral	-	
9	Amortization of MISO Renewal Deferral	-	
10	<b>Cost associated with MISO Renewal Deferral</b>	-	Sum of Lines 8 - 9
11	<b>Net MISO-related Costs</b>	-	L7 + L10
12	Louisiana Retail Allocation Factor	-	
13	Revenue Related Expense Factor (2)	-	
14	<b>Actual Net Retail MISO Costs to be Recovered</b>	-	L11 * L12 * L13
15	<b>Estimated Net Retail MISO Costs to be Recovered</b>	-	Preceding Filing Att G Page 1, L14
16	<b>Difference in Actual &amp; Est. MISO Cost Recovery Revenue Requirement</b>	-	L14 - L15
17	Before-Tax Weighted Average Cost of Capital	-	
18	<b>Carrying Cost</b>	-	L16 * (L17/2)
19	<b>True-up of MISO Cost Recovery Revenue Requirement</b>	-	L16 + L18

Notes:

- (1) Pursuant to Section 4.A.3. of this Formula Rate Plan (Rider FRP)  
(2) See Attachment G, Page 1 Note (4)

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Page 163.37

Entergy Louisiana, LLC  
Formula Rate Plan Rider Schedule FRP  
Tax Reform Adjustment Mechanism Formula  
For the Test Year Ended December 31, 20XX

Formula  
Tax Reform  
For the F

Ln No.	Description	Amount	Reference
1	Protected Excess ADIT Give-Back	-	
2	Offsetting Revenue Requirement Increase	-	
3	Net Protected Give-Back <sup>(1)</sup>	-	Sum of Lines 1-2
4	Unprotected Excess ADIT Give-Back	-	
5	Offsetting Revenue Requirement Increase	-	
6	Net Unprotected Give-Back <sup>(2)</sup>	-	Sum of Lines 4-5
7	Amortization of Income Tax Expense Liability	-	
8	MSS-4 Effects of Unprotected Give-Back <sup>(3)</sup>	-	
9	Protected Excess True Up <sup>(4)</sup>	-	
10	Net TRAM Amount <sup>(5)</sup>	-	Sum of Lines 3, 6, 7, 8, and 9

Notes:

- (1) Reference page 8.2  
(2) Reference page 8.3  
(3) Reference page 8.4  
(4) Reference page 8.5  
(5) Value includes gross-up for taxes and revenue related expenses as well as retail allocation factor

Ln  
No. Description

TITLE

- 1 Protected Excess ADIT Give-Back  
2 Offsetting Revenue Requirement Increase  
3 Net Protected Give-Back  
4 Unprotected Excess ADIT Give-Back  
5 Offsetting Revenue Requirement Increase  
6 Net Unprotected Give-Back  
7 Amortization of Income Tax Expense Liability  
8 MSS-4 Effects of Unprotected Give-Back  
9 Net TRAM Amount (1)

Notes:

Deleted: (1) Value includes gross-up for taxes and revenue re

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**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**STIPULATION EXHIBIT B  
ILLUSTRATIVE CALCULATION OF DRM**

**APRIL 2021**



Line No.	Description	2020 TY (Evaluation Period)	2021 Filing Year	Total	2021 TY (Evaluation Period)	2022 Filing Year	Total	2022TY (Evaluation Period)	2023 Filing Year	Total
<b>A Plant in Service</b>										
1	Plant in Service - Distribution Closings	330,000,000	300,000,000	630,000,000	450,000,000	300,000,000	750,000,000	450,000,000	300,000,000	750,000,000
2	Less: Net Distribution Closings Reported on August previous DRM Update	-	N/A	-	(150,000,000)	N/A	(150,000,000)	(150,000,000)	N/A	(150,000,000)
3	Less: Floor <sup>(2)</sup>	(200,000,000)	(100,000,000)	(300,000,000)	(150,000,000)	(100,000,000)	(250,000,000)	(150,000,000)	(100,000,000)	(250,000,000)
4	Subtotal (Ln1 + Ln2 + Ln3)	130,000,000	200,000,000	330,000,000	150,000,000	200,000,000	350,000,000	150,000,000	200,000,000	350,000,000
5	DRM Cap	225,000,000	150,000,000	225,000,000	75,000,000	150,000,000	225,000,000	75,000,000	150,000,000	225,000,000
6	DRM Basis (Lesser of Ln4 & Ln5)	130,000,000	150,000,000	280,000,000	75,000,000	150,000,000	225,000,000	75,000,000	150,000,000	225,000,000
<b>B DRM Revenue Requirement</b>										
7	Plant in Service	130,000,000	150,000,000	280,000,000	75,000,000	150,000,000	225,000,000	75,000,000	150,000,000	225,000,000
8	Accumulated Depreciation (3% Depreciation Rate) <sup>(3)</sup>	(3,900,000)	(4,500,000)	(8,400,000)	(2,250,000)	(4,500,000)	(6,750,000)	(2,250,000)	(4,500,000)	(6,750,000)
9	Rate Base (Ln7 + Ln8)	126,100,000	145,500,000	271,600,000	72,750,000	145,500,000	218,250,000	72,750,000	145,500,000	218,250,000
10	Return On (BRORB)	8.44%	8.44%	8.44%	8.44%	8.44%	8.44%	8.44%	8.44%	8.44%
11	Return On RB	10,641,274	12,278,393	22,919,667	6,139,197	12,278,393	18,417,590	6,139,197	12,278,393	18,417,590
12	Return Of (Defined 3% DRM Depreciation Rate)	3,900,000	4,500,000	8,400,000	2,250,000	4,500,000	6,750,000	2,250,000	4,500,000	6,750,000
13	DRM Revenue Requirement	14,541,274	16,778,393	31,319,667	8,389,197	16,778,393	25,167,590	8,389,197	16,778,393	25,167,590
<b>FRP Bandwidth Calculation</b>										
<b>A FRP Per Book Adjustments</b>										
14	Net Distribution Plant in Service Closings in DRM	-	N/A	-	150,000,000	N/A	150,000,000	150,000,000	N/A	150,000,000
15	Adjustment to Remove TY Plant in DRM	(130,000,000)	N/A	(130,000,000)	(75,000,000)	N/A	(75,000,000)	(75,000,000)	N/A	(75,000,000)
16	DRM Basis (Ln14 + Ln15)	(130,000,000)	N/A	(130,000,000)	75,000,000	N/A	75,000,000	75,000,000	N/A	75,000,000
17	DRM Basis	(65,000,000)	N/A	(65,000,000)	37,500,000	N/A	37,500,000	37,500,000	N/A	37,500,000
18	Accumulated Depreciation	1,950,000	N/A	1,950,000	(1,125,000)	N/A	(1,125,000)	(1,125,000)	N/A	(1,125,000)
	Total Rate Base Added to Sharing	(63,050,000)		(63,050,000)	36,375,000		36,375,000	36,375,000		36,375,000
19	Per Book Depreciation Expense	9,900,000	N/A	9,900,000	13,500,000	N/A	13,500,000	13,500,000	N/A	13,500,000
20	Adjustment to Remove TY Depreciation in DRM	(3,900,000)	N/A	(3,900,000)	(2,250,000)	N/A	(2,250,000)	(2,250,000)	N/A	(2,250,000)
	Total Adjusted Depreciation Expense	6,000,000		6,000,000	11,250,000		11,250,000	11,250,000		11,250,000
21	Per Book Accumulated Depreciation	-	N/A	-	(3,000,000)	N/A	(3,000,000)	(3,000,000)	N/A	(3,000,000)
22	Adjustment to Remove TY Depreciation in DRM	3,900,000	N/A	3,900,000	2,250,000	N/A	2,250,000	2,250,000	N/A	2,250,000
23	Total Adjusted Accumulated Depreciation	3,900,000		3,900,000	(750,000)		(750,000)	(750,000)		(750,000)

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**STIPULATION EXHIBIT C  
DRM REPORTING REQUIREMENTS**

**APRIL 2021**

## **DRM Reporting**

### **(1) PROSPECTIVE REPORTING**

#### **a. FRP Annual Report – 1st filing (May)**

- i. Beginning in May 2021, ELL shall provide for the calendar year following the FRP test year (the “filing year”) all Projected Distribution capital additions that are placed in service or expected to be placed in service for both the period prior to September 1 and after September 1.
- ii. Such projections shall be detailed and categorized by Internal Product Service (“IPS”) code, with such categories totaling to the projected amounts to be placed in service and at a minimum shall additionally provide with specificity the following detailed information from the categories of IPS codes:

1. **DISTRIBUTION RELIABILITY.** Regarding the category of “Distribution Reliability,” all specific projects anticipated to be placed in service during the filing year with an estimated cost of \$500,000 or more shall be provided. Further, with regards to more generalized blanket or programmatic spending associated with this category the following shall be provided:

- a. Regarding amounts to be placed in service associated with the “DIST PLANNED/IMPROVEMENT” blanket, ELL shall provide a list of all of the planned projects for the year. By May of the filing year it is assumed that there should be no more than 10% of this spending unallocated and left in blanket funding. If more than 10% is unallocated, ELL to provide an explanation of why.
- b. Regarding amounts to be placed in service associated with the “FOCUS” program, ELL shall provide a list of all of the planned projects for the year. By May of the filing year it is assumed that there should be no more than 10% of this spending unallocated and left in blanket funding. If more than 10% is unallocated, ELL to provide an explanation of why.
- c. Regarding amounts to be placed in service associated with budgeted “DIST. FEEDER ANALYSIS PROJECTS”, ELL is to provide a list of all planned feeder level investments planned for the filing year. By May of the filing year it is assumed that there should be

no more than 10% of this spending unallocated and left in blanket funding. If more than 10% is unallocated, ELL to provide an explanation of why.

- d. Regarding amounts funded from the “MAXIMO DIST REPLACE POLE” blanket, such projected amounts are to be further categorized into the categories of “Inspect/Treat/Adders/Repairs”, “Restoration”, “Priority”, “Non-Priority”, and “Pole-Network Identify Replace”. Additionally, ELL shall provide a detailed breakdown as between Priority and Non-Priority with explanations of the criteria of each. Further, ELL is to provide the amounts placed in service for this category and each of its sub-categories from the prior year and to the extent the projected spend represents an increase greater than 10%, ELL is to provide the basis for the increased projected amount.
- e. Regarding amounts to be funded from each of the following blankets or generalized programs, ELL shall provide for each separately the total projected amounts to be placed in service, and to the extent any specific projects are estimated to exceed \$500,000 in cost are expected to be included in that amount then it shall provide a list of such projects. Further, ELL is to provide the amounts placed in service from the prior year for each blanket funding category listed below and to the extent the projected spend represents an increase greater than 10% for any category, ELL is to provide the basis for the increased projected amount. The blankets and programs to be addressed with this requirement include the following:
  - i. CRITCL REPL/FAILUR
  - ii. EQUIPMENT MAINT
  - iii. IMPROVEMENT OTHER
  - iv. NETWORK IMPROVE
  - v. OUTAGE CAUSE ANALYSIS
  - vi. STRATEGIC RELIAB
  - vii. TRANSFORMERS
  - viii. UG CABLE SPLC-FAIL

- ix. Any other program or blanket necessary to fully include projected detail for all of the Distribution Reliability category.

2. **LOAD ADDITIONS.** Regarding the category of Load Additions, all specific projects anticipated to be placed in service during the filing year with an estimated cost of \$500,000 or more shall be provided. Further, with regards to more generalized programmatic or blanket spending the following shall be provided:

- a. Regarding amounts to be funded from each of the following blankets or generalized programs, ELL shall provide for each separately the total projected amounts to be placed in service, and to the extent any specific projects are estimated to exceed \$500,000 in cost are expected to be included in that amount then it shall provide a list of such projects. Further, ELL is to provide the actual spend from the prior year of each blanket funding category listed below and to the extent the projected spend represents an increase greater than 10% for any category, ELL is to provide the basis for the increased projected amount. The blankets and programs that are to be included, but not be limited to, are the following:

- i. DIST REVENUE

- ii. Any other program or blanket necessary to fully include projected detail for all of the Load Additions category.

3. **OTHER.** Regarding the category of Other, all specific projects anticipated to be placed in service during the filing year with an estimated cost of \$500,000 or more shall be provided. Further, with regards to more generalized spending the following shall be provided:

- a. Regarding amounts to be funded from each of the following blankets or generalized programs, ELL shall provide for each separately the total projected amounts to be placed in service, and to the extent any specific projects estimated to exceed \$500,000 in cost are expected to be included in that amount then it shall

provide a list of such projects. Further, ELL is to provide the actual spend from the prior year of each blanket funding category listed below and to the extent the projected spend represents an increase greater than 10% for any category, ELL is to provide the basis for the increased projected amount. The blankets and programs that are to be included, but not be limited to, are the following:

- i. DIST STREETLIGHT MAINT
- ii. DIST AVIATION PROTECTION
- iii. DIST STREET LIGHT REVENUE
- iv. DIST PRIVATE LIGHT REVENUE
- v. DIST PRIVATE LIGHT MAINT
- vi. DIST JOINT USE
- vii. DIST GOVT MANDATD HWY
- viii. Distribution Ops – Budget Only
- ix. Any other program or blanket necessary to fully include projected detail for all of the Other category

4. **STORM.** Regarding the category of Storm, all specific projects anticipated to be placed in service during the filing year with an estimated cost of \$500,000 or more and not recovered through other ratemaking mechanisms shall be provided. Further, with regards to more generalized spending the following shall be provided:

- a. Regarding amounts to be funded from each of the following blankets or generalized programs, ELL shall provide for each separately the total projected amounts to be placed in service, and to the extent any specific projects estimated to exceed \$500,000 in cost are expected to be included in that amount then it shall provide a list of such projects. Further, ELL is to provide the actual spend from the prior year of each blanket funding category listed below. To the extent the projected spend represents an increase greater than 10% for any category, ELL is to provide the basis for the increased projected amount. The blankets and programs

that are to be included, but not be limited to, are the following:

- i. STORM DAMAGE CAPITAL ELA
- ii. Any other program or blanket necessary to fully include projected detail for all of the Storm category.

5. **SUBSTATION RELIABILITY.** Regarding the category Substation Reliability, all specific projects anticipated to be placed in service during the filing year with an estimated cost of \$500,000 or more shall be provided. Further, with regards to more generalized spending the following shall be provided:

- a. Regarding amounts to be funded from each of the following blankets or generalized programs, ELL shall provide for each separately the total projected amounts to be placed in service, and to the extent any specific projects estimated to exceed \$500,000 in cost are expected to be included in that amount then it shall provide a list of such projects. Further, ELL is to provide the actual spend from the prior year of each blanket funding category listed below and to the extent the projected spend represents an increase greater than 10% for any category, ELL is to provide the basis for the increased projected amount. The blankets and programs that are to be included, but not be limited to, are the following:

- i. D-Sub Pin & cap Replacements
- ii. D-Sub Animal Mitigation
- iii. D-Sub Arrester Replacements
- iv. D-Sub Circuit Switcher Replace
- v. D-Sub Transformer Life Extension
- vi. D-Sub RTU Retrofits
- vii. D-Sub Relay Improvements
- viii. D-Sub Breaker Replacements
- ix. D-Sub Substation Programs
- x. D-Substation Equipment Failures
- xi. Tools & Equipment Transmission
- xii. AM Safety Capital Upgrade
- xiii. D-Sub Reliability Failure

- xiv. Any other program or blanket necessary to fully include projected detail for all of the Substation Reliability category.
- iii. Regarding all specific projects disclosed pursuant to the above requirements each such project disclosure shall include the budgeted amount of the project and the projected in-service date for the project. For any project with an estimated cost of greater than \$500,000, a line-item description of the project shall also be provided, in addition to the budgeted amount and projected in service date.
- iv. Further, regarding any specific projects disclosed pursuant to the above requirements, or project portfolios, that are projected to result in any of the following improvements, the details of such projected improvements shall be disclosed. The improvements to be disclosed may include the following:
  - 1. Improvements to Customer Interruptions
    - a. There shall be a baseline and a proposed improvement to the baseline provided.
  - 2. Improvements to the Duration of Customer Interruptions
    - a. There shall be a baseline and a proposed improvement to the baseline provided.
  - 3. Improvements associated with storm hardening.
  - 4. Improvements associated with the provision of increased capacity for distributed energy resources or electric vehicles.
  - 5. Improvements related to a rural / end of line project being completed, that without increased funding of DRM otherwise would not be completed.
  - 6. Other improvements proposed by ELL.
- b. **FRP Annual Report – 2nd filing (August)**
  - i. The 1st filing shall be updated, along with a variance report identifying the changes from the first report with explanations of the changes.

## **(2) RETROSPECTIVE REPORTING**

- a. **FRP Annual Report – 1st filing (May)**
  - i. **Variance Report.** In May 2022 and 2023, with its FRP annual filing and on May 31, 2024, ELL shall file a variance report comparing the actual amounts placed in service for the prior year to the information



contained in the August FRP updated filing from the prior year. The variance report shall at a minimum include:

1. A detailed explanation of any variances of more than 10% between projected amounts placed in service per funding project that was identified in the August report from the prior year.
2. Regarding any specific project that was identified with an estimated budget of \$500,000 or more, the following shall be disclosed:
  - a. Whether that project was put in service, delayed, canceled or the scope materially changed.
  - b. If the project was delayed or its scope materially changed, then a description of the contributing factors along with the cost implications, if any.
  - c. If a project was canceled, an explanation of why canceled.

ii. **Performance Report.** Beginning in May 2022 and for every year thereafter for which a report would be applicable based on paragraphs 1 and 2 below, ELL shall file a performance report which shall at a minimum include:

1. For every project or project portfolio that was projected to improve customer interruptions and/or duration of customer outages, for the five years following the in-service date of that project or project portfolio ELL shall provide a comparison of the baseline to each of those year's performance for the customer interruptions and duration of customer outage metrics.
2. For every project or project portfolio that was projected to increase capacity for distributed energy resources or electric vehicles, for the ten years following the in-service date of that project or project portfolio there shall be provided data related to the amount of distributed energy resources or increase in electric vehicle usage facilitated by that project.

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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**JOINT MOTION ATTACHMENT B  
SETTLEMENT TESTIMONY AND EXHIBIT OF  
MS. ELIZABETH C. INGRAM**

**APRIL 2021**

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**IN RE: APPLICATION OF ENTERGY )  
LOUISIANA, LLC FOR EXTENSION )  
AND MODIFICATION OF FORMULA )  
RATE PLAN )**

**DOCKET NO. U-35565**

**SETTLEMENT TESTIMONY  
OF  
ELIZABETH C. INGRAM**

**ON BEHALF OF  
ENTERGY LOUISIANA, LLC**

**APRIL 2021**

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## **EXHIBIT**

Exhibit ECI-1      List of Prior Testimony

**I. QUALIFICATIONS**

1  
2 Q1. PLEASE STATE YOUR NAME, POSITION, AND BUSINESS ADDRESS.

3 A. My name is Elizabeth C. Ingram. I am employed by Entergy Louisiana, LLC (“ELL”  
4 or the “Company”) as Director, Regulatory Affairs. In that capacity, I am responsible  
5 for providing regulatory support services to ELL. My business address is  
6 4809 Jefferson Highway, Jefferson, Louisiana 70121.

7  
8 Q2. ON WHOSE BEHALF ARE YOU TESTIFYING?

9 A. I am testifying before the Louisiana Public Service Commission (“LPSC” or the  
10 “Commission”) on behalf of ELL.

11  
12 Q3. PLEASE BRIEFLY DESCRIBE YOUR EDUCATIONAL AND BUSINESS  
13 BACKGROUND.

14 A. In 2001, I earned a Bachelor of Arts degree with a double-major in Government and  
15 Economics from The College of William and Mary in Virginia. Following my  
16 undergraduate degree, I spent five years working in the Washington D.C. and San  
17 Francisco, CA areas in accounting and finance roles for companies outside of the  
18 energy industry. In 2008, I obtained a Master’s in Business Administration degree  
19 from the University of California, Berkeley. I spent several years working to develop  
20 utility-scale renewable energy power plants in California before accepting a position in  
21 the Energy Procurement department at Pacific Gas & Electric (“PG&E”). At PG&E, I  
22 negotiated several intermediate and long-term transactions on behalf of the company,  
23 led projects to update the company’s form of tolling agreement and to develop the

1 company's first form of energy storage agreement, and supervised a team handling  
2 commercial policy and compliance activities. In 2015, I accepted a position at Entergy  
3 Services, Inc. (now Entergy Services, LLC,<sup>1</sup> which I generally refer to throughout my  
4 testimony as "ESL") as Manager, Regulatory Research. In that role, I supervised a  
5 team of analysts that was responsible for providing research and support to the EOCs  
6 on various regulatory, ratemaking, strategy, and policy matters including those related  
7 to emerging technologies, such as smart grid, energy efficiency and demand response,  
8 renewable energy, and distributed energy resources ("DERs"). In early 2019, I  
9 accepted a position as Manager, Regulatory Affairs for ELL. In that capacity, I was  
10 responsible for providing regulatory support services to ELL. In late 2020, I was  
11 promoted to Director, Regulatory Affairs, where I continue to provide regulatory  
12 support service to ELL.

13

14 Q4. HAVE YOU PREVIOUSLY TESTIFIED IN ANY REGULATORY  
15 PROCEEDINGS?

16 A. Yes. A listing of the cases in which I have previously testified is attached hereto as  
17 Exhibit ECI-1.

---

<sup>1</sup> ESL is an affiliate of the Entergy Operating Companies ("EOCs") that provides engineering, planning, accounting, legal, technical, regulatory, and other administrative support services to each of the EOCs. The EOCs are ELL, Entergy Arkansas, LLC, Entergy Mississippi, LLC, Entergy New Orleans, LLC, and Entergy Texas, Inc.

**II. PURPOSE OF TESTIMONY**

Q5. WHAT IS THE PURPOSE OF YOUR DIRECT TESTIMONY?

A. The purpose of my testimony is to support the Stipulation Term Sheet (“Stipulation” or “Settlement Agreement”) filed by the Parties in this docket that resolves all of the outstanding issues raised in Docket No. U-35565. The Stipulation contains three exhibits: Exhibit A, Formula Rate Plan, Rider Schedule FRP (redline version compared to Rider Schedule FRP-1); Exhibit B, an Illustrative Calculation of the Distribution Recovery Mechanism (“DRM”); and Exhibit C, the DRM reporting requirements. My testimony provides background information regarding Docket No. U-35565. My testimony also describes the individual Stipulation terms and explains why the Company believes the overall settlement is reasonable and in the public interest. Nothing in my testimony, however, is intended to change the terms of the Stipulation agreed to by the parties.

**III. CASE BACKGROUND**

Q6. HOW ARE THE COMPANY’S ELECTRIC BASE RATES CURRENTLY SET?

A. Currently, the Company’s rates are set pursuant to a formula rate plan (“FRP”) rider that was approved by the Commission in Order No. U-34631 in connection with the Company’s previous extension of its FRP. Rider Schedule FRP-1 remains in effect through the rate effective period associated with the 2019 Test Year, *i.e.*, August 31, 2021, subject to extension by agreement of the Commission and ELL. The Settlement Agreement among the Parties seeks Commission approval to extend and modify the

1           Company's FRP so that both the Company and its customers can continue to enjoy the  
2           benefits of the FRP.

3  
4   Q7.   PLEASE PROVIDE AN OVERVIEW OF HOW ELL'S CURRENT FRP HAS BEEN  
5           USED TO ANNUALLY REDETERMINE RATES.

6   A.    Under the Company's current FRP (Rider Schedule FRP-1), in May of each year, ELL  
7           filed for Commission review an Evaluation Report that set forth the results of  
8           operations for the twelve months ended December 31 of the immediately preceding  
9           calendar year ("Evaluation Period" or "Test Year"). The Evaluation Report  
10          summarized the revenues received and costs incurred by ELL for the Evaluation Period,  
11          as well as the results of certain calculations required by the FRP-1 rate schedule,  
12          including, for example, the Earned Return on Equity ("EROE"). The level of the EROE  
13          determined whether a prospective adjustment to rates was required. Any adjustment to  
14          rates required by the FRP-1 became effective with the first billing cycle of September  
15          of the filing year, *i.e.*, eight months following the close of the Evaluation Period.

16  
17   Q8.   PLEASE PROVIDE AN OVERVIEW OF HOW THE COMPANY'S CURRENT FRP  
18           HAS DETERMINED WHETHER AN ADJUSTMENT TO ELECTRIC RATES WAS  
19           REQUIRED.

20   A.    Rider Schedule FRP-1 regulated electric rates by establishing an approved Evaluation  
21           Period Cost Rate for Common Equity ("EPCOE" or "midpoint") and then required  
22           prospective rate changes to occur if ELL's Test Year operating revenues produced an  
23           EROE either lower or higher than the approved EPCOE plus or minus an earnings



1       “Bandwidth.” If earnings were within the Bandwidth for the Evaluation Period, rates  
2       would not change, as such the Bandwidth is sometimes referred to as the “Dead Band”.  
3       ELL’s FRP-1 included an approved EPCOE of 9.95% for the 2017 Test Year and a  
4       9.8% target EPCOE for the 2018 and 2019 Test Years. The Dead Band included those  
5       values 60 basis points above the EPCOE (“Upper Band”) and 60 basis points below the  
6       EPCOE (“Lower Band”). In other words, based on the approved EPCOE of 9.8% for  
7       Test Year 2019, the Dead Band included a range of EROE between 9.2% and 10.4%,  
8       which would not result in an adjustment to prospective rates. Assuming no increases  
9       in costs permitted by FRP-1 to be recovered outside of the Bandwidth, e.g.,  
10      Extraordinary Costs, if the EROE was greater than 60 basis points above the midpoint,  
11      rates would be decreased prospectively by the amount necessary to decrease the EROE  
12      60 percent of the difference between the EROE and the Upper Band. Conversely, if  
13      the EROE was more than 60 basis points below the midpoint, rates would be increased  
14      prospectively by the amount necessary to increase the EROE 60 percent of the  
15      difference between the EROE and the Lower Band. The adjustment of revenue by  
16      60 percent to the edge of the Bandwidth, rather than 100 percent, was referred to as the  
17      “sharing mechanism.”

18  
19   Q9.   PLEASE SUMMARIZE THE RELIEF SOUGHT IN THIS APPLICATION.

20   A.    A combination of several factors, including the increased need for capital investment  
21       to improve and modernize the distribution system and declining average usage per  
22       customer within the residential and commercial sectors, and the pressures these factors  
23       placed on the Company’s opportunity to earn a reasonable return on its investment,

1 prompted the Company to seek to both extend and modify its Rider Schedule FRP-1.  
2 Accordingly, on May 29, 2020, the Company filed its Application in this proceeding  
3 before the LPSC. The Company's Application sought, among other things, to:  
4 (i) extend the FRP through the 2022 Evaluation Period; (ii) maintain a 9.8% EPCOE;  
5 (iii) to add a DRM to the Provisions for Other Rate Changes (Section 3) Section of the  
6 FRP; (iv) to update the method through which rate base is calculated to reflect an end  
7 of period approach (rather than a beginning/ending average calculation); (v) obtain  
8 Commission approval for a modified accounting treatment of certain expenses related  
9 to protection of transmission and distribution assets, specifically the Outside of Right  
10 of Way ("OROW") vegetation management program; and (vi) implement a one-time,  
11 mid-point reset of Base Rider FRP Revenue to the EPCOE for the Evaluation Period  
12 ending December 31, 2020.

13  
14 Q10. PLEASE IDENTIFY THE INTERVENORS IN DOCKET NO. U-35565.

15 A. The following Parties intervened in this docket: Alliance for Affordable Energy;  
16 Louisiana Energy Users Group; Marathon Petroleum Company, LP; and Walmart, Inc.

17  
18 Q11. ARE ANY OF THE PARTIES TO THIS PROCEEDING OPPOSED TO THE  
19 SETTLEMENT AGREEMENT?

20 A. No. The Settlement Agreement is uncontested, as all Parties support the Stipulation.

**IV. STIPULATION OVERVIEW**

Q12. PLEASE PROVIDE AN OVERVIEW OF THE STIPULATION.

A. The Stipulation resolves all issues in Docket No. U-35565 and provides for, among other things, (i) an extension of the Company's FRP through the 2022 Test Year (the "Extension Period"); (ii) a 9.5% target EPCOE for the 2020, 2021 and 2022 Test Years; (iii) a narrowing of the common equity Bandwidth to plus or minus 50 basis points around the EPCOE; (iv) removal of the sharing mechanism above and below the Dead Band in Rider Schedule FRP-1; (v) a Base Rider FRP Revenue increase of \$63 million for the 2020 Evaluation Period in lieu of the originally proposed mid-point reset; (vi) a cumulative cap of \$70 million on potential Base Rider FRP Revenue increases for the 2021 and 2022 Evaluation Periods; (vii) continuation of the Transmission Recovery Mechanism ("TRM"); (viii) addition of a DRM subject to a DRM Floor and DRM Ceiling (as described in more detail below); (ix) continuation of Beginning/Ending average treatment for rate base within the Bandwidth; (x) a modification to the Tax Reform Adjustment Mechanism ("TRAM") in the event of a change in the federal tax rate prior to the September 2023 billing period; and (xi) various other provisions agreed to by the Parties.

Q13. WHY DOES THE COMPANY RECOMMEND APPROVAL OF THE STIPULATION AS IN THE PUBLIC INTEREST?

A. The Company's filing in this Docket No. U-35565 was made on May 29, 2020. After the filing, the Parties engaged in a robust discovery period during which the Company responded to numerous discovery requests for detailed information. That detailed

1 information included, among other things, requests for projections regarding ELL's  
2 capital investment, operation and maintenance expense, estimated revenue and rate  
3 trajectories, and potential bill effects. The Parties then engaged in settlement  
4 discussions after this period of analysis, including meetings of the collective parties  
5 and one-on-one conversations designed to reach a full understanding of the Company's  
6 proposals and assumptions used for its various estimates. These discussions included  
7 no less than eighteen meetings among the parties where information and positions were  
8 shared in order to achieve consensus. These discussions included all parties' concerns  
9 with the challenges associated with Test Year 2020 including the effects of the COVID-  
10 19 pandemic, multiple hurricanes including Hurricane Laura, the most devastating  
11 storm to ever strike ELL's electric system, and their effects on both ELL and its  
12 customers. This Settlement Agreement represents a fair compromise of the Parties'  
13 positions/interests and is the result of this period of robust analysis, discovery, and  
14 negotiation by and among the Parties. Further, the extension and modification of the  
15 Company's FRP in accordance with the provisions of the Stipulation will preserve the  
16 significant administrative efficiency and benefits of the traditional FRP as the Company  
17 continues to undertake significant capital investments for the benefit of its customers,  
18 especially transmission and distribution related investments that will provide both  
19 resiliency and reliability benefits for ELL's customers.

**V. SETTLEMENT AGREEMENT DETAILS**

1  
2 Q14. DOES THE STIPULATION CONTAIN ANY SIGNIFICANT CONDITIONS  
3 PRECEDENT?

4 A. Section A.2. of the Stipulation includes the condition that the Commission issue a final  
5 order in this proceeding that is consistent with the Stipulation.  
6

7 Q15. WHAT SPECIFIC PROVISIONS DOES THE STIPULATION CONTAIN WITH  
8 RESPECT TO THE EXTENSION/RE-AUTHORIZATION OF THE COMPANY'S  
9 FRP?

10 A. The Stipulation provides in Section C.1. that the Company's most recent FRP Rider,  
11 FRP-1, as modified by the Parties and as reflected in Exhibit "A" thereto (*i.e.*, Formula  
12 Rate Plan, Rider Schedule FRP), will be extended through Test Year 2022. For Test  
13 Years 2020, 2021, and 2022, the Company will submit three FRP Evaluation Reports  
14 for the 12 months ending December 31 of 2020, 2021, and 2022, with FRP Revenues  
15 to be re-evaluated pursuant to the terms of the FRP.  
16

17 Q16. WHEN WILL THE EVALUATION REPORTS BE DUE DURING THE  
18 EXTENSION PERIOD?

19 A. According to Stipulation Section C.2., ELL's evaluation reports associated with the  
20 specified FRP Evaluation Periods for the Test Years 2021 and 2022 are to be filed on  
21 or before May 31 of the respective Filing Year and on or before June 30, 2021 for the  
22 2020 FRP Evaluation Report. The rate adjustments resulting from these annual filings

1 will be effective the first billing cycle of September of each associated Filing Year (*i.e.*,  
2 September 2021, September 2022, and September 2023, respectively).

3  
4 Q17. WHAT RETURN ON EQUITY DOES THE STIPULATION PROVIDE FOR?

5 A. The Stipulation specifies a 9.5% EPCOE for Test Years 2020, 2021, and 2022. The  
6 Stipulation also provides for a one-time increase to Base Rider FRP Revenue of \$63  
7 million for the 2020 Test Year (in lieu of the originally proposed mid-point reset) and  
8 a 100 basis point Dead Band around the EPCOE (*i.e.*, 50 basis points both above and  
9 below the EPCOE) for Test Years 2021 and 2022.

10  
11 Q18. HOW DO THE BANDWIDTH PROVISIONS OF THE FRP OPERATE?

12 A. As reflected in Stipulation Section C.4., for the Evaluation Period ending December 31,  
13 2020, the Bandwidth provisions of the FRP will be temporarily suspended and Base  
14 Rider FRP Revenue will be increased by \$63 million. The Bandwidth provisions of  
15 the FRP will be reinstated for the remaining term of the FRP (*i.e.*, through the 2022 test  
16 year). Further, as reflected in Stipulation Section C.7., any prospective Base Rider FRP  
17 Revenue increases required by the FRP for the 2021 and 2022 Test Years shall not  
18 exceed \$70 million in the aggregate for the 2021 and 2022 Evaluation Periods (“Rate  
19 Cap Mechanism”). This Rate Cap Mechanism shall not be applicable to any rate  
20 changes provided for in Sections 3, 4, or 5 of Rider Schedule FRP, *i.e.*, relating to  
21 Provisions for Other Rate Changes (such as, the Additional Capacity Mechanism or  
22 “ACM,” the TRM, and the DRM), the MISO Cost Recovery Mechanism (“MCRM”),  
23 and the TRAM described herein.

1 Q19. WHAT DOES THE SETTLEMENT PROVIDE WITH RESPECT TO THE TRAM?

2 A. The Stipulation provides that the TRAM will be retained in the Section 5 of Rider  
3 Schedule FRP as reflected on Stipulation Exhibit A. In addition, the Stipulation  
4 provides a process for the Company to address future changes to the federal corporate  
5 income tax rate that go into effect prior to September 2023. In that situation, the  
6 Company would create and include regulatory assets or liabilities as a component of  
7 the TRAM to address the effect of any change in the corporate tax rate on rates  
8 including but not limited to any impact on accumulated deferred income tax ("ADIT")  
9 balances. Any such regulatory assets or liabilities would be subject to approval via a  
10 compliance filing pursuant to Section 501(C) of LPSC General Order dated July 1,  
11 2019.<sup>2</sup>

12  
13 Q20. YOU MENTIONED EARLIER IN YOUR SETTLEMENT TESTIMONY THAT  
14 THE SETTLEMENT AGREEMENT IMPLEMENTS A DRM. HOW DOES IT DO  
15 THIS?

16 A. Exhibit A to the Stipulation, ELL's Formula Rate Plan, Rider Schedule FRP, also  
17 reflects the addition of Section 3.G. This new Subsection provides for a DRM that  
18 operates in a manner similar to the TRM found in Section 3.F. of Rider Schedule FRP  
19 and which has operated over the last three years for transmission investments.

---

<sup>2</sup> LPSC Docket No. R-34738, *In re: Proceeding to Establish Rules Regarding Electric Utility Tariff Filings and Related Review, Including Site Specific Rate Filings*.

1           The Stipulation provides that the Company will be allowed to recover through  
2           Rider Schedule FRP, on a dollar-for-dollar basis outside the FRP Bandwidth  
3           calculation and the Rate Cap Mechanism, the return on rate base and the depreciation  
4           expense associated with (i) all distribution capital additions that are placed in service,  
5           or expected to be placed in service, between January 1 and August 31 of the Filing  
6           Year, subject to a DRM Floor, DRM Ceiling, and true-up ("Filing Year DRM  
7           Amount") and (ii) distribution capital additions placed in service during the Evaluation  
8           Period, subject to a DRM Floor and DRM Ceiling ("Evaluation Period DRM  
9           Amount"), less the Filing Year DRM amount reflected in the prior year's Evaluation  
10          Report, if any. In addition, recovery through the DRM will be allocated based on a  
11          Distribution Plant in Service Allocation Factor as a percentage of total retail  
12          Distribution Plant in Service. The DRM calculations, DRM Floor, DRM Ceiling, and  
13          true-ups are explained further in Section F of the Stipulation. In addition, Exhibit B  
14          attached to the Stipulation provides an example of the DRM calculation based on  
15          indicative plant additions for an illustrative Filing Year and Evaluation Period, and  
16          Exhibit C includes a list of reporting obligations associated with the DRM.

17  
18       Q21.   HOW DOES THE SETTLEMENT AGREEMENT AFFECT THE PROVISIONS  
19           FOR OTHER RATE CHANGES AND THE MCRM?

20       A.     As noted in Exhibit A to the Stipulation, ELL's Rider Schedule FRP will retain the  
21           Provisions for Other Rate Changes (such as the ACM and TRM) as well as the MCRM  
22           components of the current FRP-1 in Sections 3 and 4, respectively.



1 Q22. WHAT OTHER PROVISIONS DOES THE STIPULATION CONTAIN?

2 A. Section H of the Stipulation addresses the treatment of certain lost revenues, effects of  
3 the COVID-19 pandemic, the requested accounting treatment for OROW vegetation  
4 costs, a collaborative process to present and discuss proposals for an Arrearage  
5 Management Plan ("AMP"), and expectations following the conclusion of this  
6 extended FRP. Furthermore, Exhibit A to the Stipulation indicates the red-lined  
7 changes that are agreed to by the Parties. These changes include those described above,  
8 as well as certain ministerial changes that will be necessary to effectuate the FRP's  
9 extension, including, among other things, deleting language that has expired and/or is  
10 no longer applicable.

11

## 12 VI. CONCLUSION

13 Q23. PLEASE SUMMARIZE YOUR SETTLEMENT TESTIMONY.

14 A. The Settlement Agreement was negotiated by the Parties in Docket No. U-35565 after  
15 a lengthy period of analysis of, and discovery on, the Company's initial filing in this  
16 proceeding. The Settlement Agreement is a reasonable compromise of Parties'  
17 positions and represents an appropriate balancing of all Parties' interests. It extends  
18 the Company's current FRP-1, with modifications, through the Extension Period.  
19 Accordingly, it is my opinion that the Settlement Agreement is in the public interest.

20

21 Q24. WHY IS THE COMPANY AGREEING TO THE STIPULATION IN THE DOCKET?

22 A. While the terms and conditions of the Stipulation are different from what the Company  
23 requested in its application, and those that have traditionally been agreed to in regard

1 to extension of prior FRPs, the Company has accepted the terms of this Stipulation for  
2 several reasons. First, the Company recognizes the irregularities of the 2020 Test Year  
3 and the hardships that have been endured by Louisianans both from the COVID-19  
4 pandemic and three devastating hurricanes. These events have brought significant  
5 costs to ELL and its customers that could not be anticipated and which still need to be  
6 addressed. Although ELL is developing low cost, financing alternatives to address the  
7 2020 storm restoration costs, ELL recognizes that the recovery of these costs will have  
8 an effect on customer bills that cannot be ignored. In agreeing to the terms of the  
9 stipulation, ELL joins the parties' efforts to mitigate the confluence of rate effects  
10 occurring at this challenging time in the hopes that this will help to achieve reasonable  
11 and timely recovery of the unusual costs that have been incurred over the last year.  
12 Second, the stipulation provides a level of certainty to ELL and its customers for the  
13 next three years while maintaining a constructive and efficient rate setting paradigm  
14 that enables productive investments on behalf of customers and provides for increased  
15 resilience and reliability, which are both critical in light of last year's events.

16  
17 Q25. DOES THIS CONCLUDE YOUR PRE-FILED SETTLEMENT TESTIMONY?

18 A. Yes.

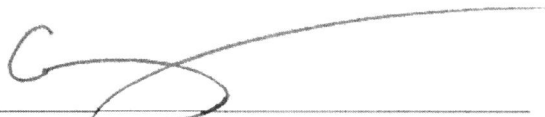
**AFFIDAVIT**

STATE OF LOUISIANA

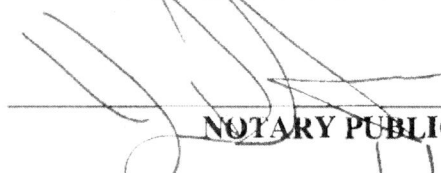
PARISH OF ORLEANS

**NOW BEFORE ME**, the undersigned authority, personally came and appeared, **Elizabeth C. Ingram**, who after being duly sworn by me, did depose and say:

That the above and foregoing is his sworn testimony in this proceeding and that he knows the contents thereof, that the same are true as stated, except as to matters and things, if any, stated on information and belief, and that as to those matters and things, he verily believes them to be true.

  
Elizabeth C. Ingram

**SWORN TO AND SUBSCRIBED BEFORE ME**  
**THIS 22<sup>nd</sup> DAY OF APRIL, 2021**

  
\_\_\_\_\_  
**NOTARY PUBLIC**  
My commission expires: at death

**Harry M. Barton**  
**Notary Public**  
**Notary ID# 90845**  
**Parish of Orleans, State of Louisiana**  
**My Commission is for Life**

**Previous List of Testimony Filed by Elizabeth C. Ingram**

<b><u>DATE</u></b>	<b><u>TYPE</u></b>	<b><u>JURISDICTION</u></b>	<b><u>DOCKET NO.</u></b>
09/30/2019	Direct	LPSC	U-35385
12/16/2019	Direct	LPSC	U-35443
08/07/2020	Rebuttal	LPSC	U-35385
08/21/2020	Settlement	LPSC	U-35443
03/09/2021	Direct	LPSC	U-35916

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA, LLC  
EX PARTE**

---

*In re: Application for Extension and Modification of Formula Rate Plan.*

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**JOINT MOTION ATTACHMENT C  
SETTLEMENT TESTIMONY AND EXHIBIT OF  
MR. R. LANE SISUNG  
(PUBLIC REDACTED)**

**APRIL 2021**

**BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION**

**DOCKET NO. U-35565**

**ENTERGY LOUISIANA LLC,  
EX PARTE**

---

*In re: Application for Extension and Modification of Formula Rate Plan*

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**TESTIMONY IN SUPPORT OF PROPOSED UNCONTESTED STIPULATED  
SETTLEMNT**

**OF**

**R. LANE SISUNG**

**ON BEHALF OF THE  
STAFF OF THE  
LOUISIANA PUBLIC SERVICE COMMISSION  
(PUBLIC REDACTED)**

**APRIL 23, 2021**

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## **I. QUALIFICATIONS**

**Q. PLEASE STATE YOUR NAME, PLACE OF EMPLOYMENT, TITLE, AND BUSINESS ADDRESS.**

A. My name is R. Lane Sisung. I am a Managing Director of United Professionals Company, LLC (“UPC”). My business address is 201 Saint Charles Avenue, Suite 4240, New Orleans, Louisiana, 70170.

**Q. PLEASE DISCUSS YOUR EDUCATIONAL AND PROFESSIONAL BACKGROUND.**

I hold a Bachelor of Science degree in Accounting from Louisiana State University in Baton Rouge, Louisiana, and I sat for and passed the Certified Public Accounting Examination. I attended Loyola School of Law, where I was a member of the Law Review and received my Juris Doctor. I then furthered my legal and accounting education at the University of Florida where I received a L.L.M. in Tax Law. I am a fully licensed General Securities Representative (Series 7), General Securities Principal (Series 24), Options Principal (Series 4), Financial and Operations Principal (Series 27), and Registered Investment Adviser (Series 65). I am a member of the Society of Utility Regulatory Financial Analysts where I have been qualified as a Certified Rate of Return Analyst (“CRRA”). I have over twenty-five years of experience in working on financial, regulatory, real estate, and investment transactions. My current primary endeavor is managing and providing regulatory consulting and expert witness services for UPC.



**Q. PLEASE BRIEFLY DESCRIBE YOUR PRIOR REGULATORY EXPERIENCE.**

A. I have provided consulting and expert witness services in numerous regulatory matters, including rate determinations, mergers and acquisitions, prudence determinations, tax matters, sale-leaseback transactions, forensic investigations, revenue requirements, storm damage cost recovery, and other general rulemaking matters. RLS-001 contains an illustrative list of the dockets in which I have provided services. In addition, I am also currently advising the Louisiana Public Service Commission (“Commission” or “LPSC”) in matters related to the participation by its investor-owned utilities in the Midcontinent Independent System Operator, Inc. (“MISO”) and Southwest Power Pool, Inc. (“SPP”) Regional Transmission Organizations (“RTOs”).

**Q. ON WHOSE BEHALF ARE YOU APPEARING IN THIS DOCKET?**

A. I am appearing on behalf of the Commission Staff (“Staff”).

**II. PURPOSE AND SCOPE OF TESTIMONY**

**Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?**

The purpose of my testimony is to discuss the issues in this proceeding and support the Stipulation Term Sheet (“Stipulation”) resolving those issues. Entergy Louisiana, LLC (“ELL”, “Entergy”, or the “Company”) for over 20 years has operated under a Formula Rate Plan (“FRP”), most recently approved by the Commission in Order No. U-34631, pursuant to which current rates are set according to an FRP rider, Rider Schedule FRP. ELL’s FRP requires the filing of Annual Earnings Monitoring Reports with the Commission by May 31 of the year following a given test year and rates are reset

September 1. ELL's current FRP is set to expire with the 2019 Test Year (with its rate effective period extending through August 2021). As such, on May 29, 2020, Entergy filed the *Application for Extension and Modification of Formula Rate Plan*, along with the Direct Testimony and Exhibits of Phillip R. May, Joshua B. Thomas, and Anthony P. Arnould (the "Application"). The Application was published in the Commission's Official Bulletin dated June 12, 2020, and was republished in the Commission's Official Bulletin dated June 26, 2020. The Alliance for Affordable Energy, Louisiana Energy Users Group, Marathon Petroleum Company, LP, and Walmart Inc. (collectively the "Intervenors") intervened. Staff, ELL, and Intervenors (collectively the "Parties") engaged in extensive discovery and settlement negotiations, which resulted in a mutual resolution set forth in the uncontested Stipulation. I am filing this testimony in support of that Stipulation and recommending that the Commission adopt the Stipulation as in the public interest and resulting in just and reasonable rates for ELL and its ratepayers.

**Q. WHAT DID YOU RELY ON IN PREPARING YOUR TESTIMONY?**

A. I reviewed and relied on the filed Application, including the supporting testimony and exhibits of ELL's witnesses; data provided by ELL in response to formal and informal data requests propounded by both Staff and Intervenors; applicable Commission regulations and orders; and other pertinent information and data applicable to the issues. UPC also constructed comprehensive models, which it utilized to analyze a multitude of inputs and assumptions in connection with ELL's Application and throughout the settlement negotiations which helped inform Staff and Intervenors.

### **III. BACKGROUND**

#### **Q. PLEASE DESCRIBE THE COMPANY'S APPLICATION.**

- A. ELL's Application seeks to extend its current FRP, subject to the approval of certain modifications that are summarized as follows.

First, ELL seeks to modify Section 5 of Rider FRP, Effective Date and Term, to extend the effective date and term to cover three additional test years, *i.e.*, Test Years 2020, 2021 and 2022. The Direct Testimony of Phillip R. May, ELL's President and Chief Executive Officer, discusses the Application and summarizes the Company's reasons supporting the relief it is seeking, including the request to extend the effective date and term of the FRP to cover three additional test years. ELL's Application seeks to extend the FRP at the current target Return on Equity of 9.80% with a 60 basis point bandwidth and 60/40 sharing above and below the bandwidth; however, ELL sought a one-time midpoint reset to 9.80% for Test Year 2020.

Second, ELL's Application seeks to modify Section 3, Provisions for Other Rate Changes, to include the addition of a Distribution Recovery Mechanism ("DRM"). ELL's proposed DRM was modeled after the existing Transmission Recovery Mechanism ("TRM") that the Commission approved in Order No. U-34631 for inclusion in the current FRP. The specific details of how this mechanism would operate and the rationale supporting its institution are described in the Direct Testimony of Company Witness Anthony P. Arnould, Jr. In his Direct Testimony, Mr. Arnould discussed the Company's distribution system and described the capital investments and improvements in that system that are anticipated in connection with the requested DRM and related benefits to customers from the

improvements to the distribution grid.

Third, ELL's Application seeks to modify the method through which rate base is calculated. Currently, when calculating rate base, the FRP states that: "beginning/ending average balances are to be utilized except where otherwise noted."<sup>1</sup> In its Application, ELL proposes to modify this instruction in the FRP to utilize end-of-year balances for those accounts that currently utilize a beginning/ending average. This proposal is more fully discussed in the Direct Testimony of Joshua B. Thomas.

Fourth, ELL seeks Commission approval to defer the costs of a program for managing Outside of Right of Way ("OROW") Vegetation Management over a three-year period. Specifically, ELL proposes to defer the OROW costs over a three-year period, by treating those expenses as a regulatory asset to be amortized into rates over a ten-year period, with the first year of amortization of the expected total costs included as a *pro forma* adjustment to the 2020 Test Year. The Direct Testimony of Mr. Arnould discusses the Company's OROW program proposal.

Lastly, ELL proposes to temporarily suspend the sharing provisions of the FRP pursuant to a one-time mid-point reset for the Evaluation Period ending December 31, 2020. Pursuant to ELL's proposal, Base Rider FRP Revenue would be adjusted to increase or decrease the earned return on equity ("EROE") fully to the target rate of return of 9.80%. ELL further proposes, however, that the sharing provisions of Rider FRP would be reinstated for the remaining term of the FRP.

---

<sup>1</sup> Rider Schedule FRP-1 at 2.C.1.a.

#### **IV. DISCUSSION AND ANALYSIS**

**Q. DID YOU PARTICIPATE IN THE STIPULATION?**

A. Yes.

**Q. ARE YOU FAMILIAR WITH THE TERMS OF THE STIPULATION?**

A. Yes.

**Q. PLEASE SUMMARIZE THE SIGNIFICANT PROVISIONS OF THE STIPULATION.**

A. I will discuss each of the significant provisions of the Stipulation in detail below, however for summary, the significant provisions of the Stipulation are as follow:

- The FRP is extended for three years.
- Rather than ELL's request for a midpoint reset at 9.80% for Test Year 2020, the Stipulation contains a black box settlement amount of \$63 million, representing a substantial reduction from ELL's Application.
- For Test Years 2021 and 2022, rather than the 9.80% target ROE and bandwidth of 9.20% to 10.40% requested by ELL, the FRP bandwidth is lowered to a range of 9.00% to 10.00% with a 9.50% midpoint, such that rates can only be increased in the remaining two years to provide ELL with an opportunity to earn a 9.00% ROE.
- The Stipulation includes a cap for any rate increase in Test Years 2021 and 2022 that may be necessary to bring ELL to the bottom of the band (9.00%) such that it cannot cumulatively exceed \$70 million for the remaining two test years of the FRP.
- A DRM provision is included, though not in the form and amounts as requested by ELL. The Stipulation DRM requires improvements in reliability metrics with transparency and accountability in the form of refunds if the metrics are not met.
- The Stipulation maintains a Beginning/Ending Average balance for rate base rather than the End of Year balance requested by ELL.

- ELL's request for a deferral of spending for OROW vegetation management is included, but at a reduced amount and to be applicable only for Test Years 2021 and 2022 with parameters and reporting requirements.

**Q. DOES THE STIPULATION INCLUDE AN EXTENSION OF THE FRP FOR THREE ADDITIONAL TEST YEARS?**

A. Yes. The Commission has in the past approved FRPs for periods of three years and longer. ELL's requested extension of three years is consistent with the extension term for the current FRP authorized by the Commission in Order No. U-34631. Accordingly, a three-year extension period was agreed upon by the Parties as part of the overall settlement. It is consistent with previous ELL FRP extensions and terms, consistent with other utility FRP terms, and provides ELL and the Commission with a structured rate mechanism during this extension period. FRP mechanisms provide the Commission with more frequent rate review, which is beneficial for both customers and the utility. Pursuant to an FRP, the Commission exercises annual reviews and rate changes occur annually (if necessary pursuant to the FRP formula) rather than a traditional base rate proceeding where rates are set and not reviewed unless either the Commission or the utility initiates a rate proceeding.

**Q. PLEASE DESCRIBE ELL'S REQUEST FOR IMPLEMENTATION OF A DRM.**

A. ELL proposed a DRM to address what it generally described as a need to increase its investment in distribution rate base to modernize its aging distribution system as it evolves to address changes in customer expectations and grid technologies. To address these needs, ELL proposed a new rate recovery mechanism where all distribution rate base placed into

service for the test year would be removed from the bandwidth determination and outside of the sharing mechanism. ELL proposed that rate base placed into service in excess of a \$100M floor would be included as rate base in the DRM along with a portion of the distribution rate base for the forward filing year with a depreciation rate of 3%.

**Q. WHAT WAS THE ANNUAL REVENUE REQUIREMENT THAT ELL'S REQUESTED DRM WAS PROJECTED TO GENERATE FOR EACH OF THE THREE FRP YEARS?**

A. As proposed, ELL's DRM was projected to generate an approximate \$53 million revenue requirement for year Test Year 2020, a \$37 million revenue requirement for Test Year 2021, and a \$40 million revenue requirement for Test Year 2022.

**Q. DOES THE STIPULATION INCLUDE ELL'S REQUESTED DRM?**

A. No. However, the Parties were able to agree to a version of a DRM for this extension period only. The DRM included in the Stipulation provides for a higher floor, imposes a ceiling or cap on the amount of rate base that may be included by ELL in the DRM, includes performance metrics and refund provisions if those performance metrics are not met, and includes significant reporting requirements that provide transparency into ELL's distribution spending.

**Q. EXPLAIN THE FLOOR AND CEILING OF THE DRM INCLUDED IN THE STIPULATION?**

A. Per the Stipulation, all Parties have agreed to a floor of \$200 million for Test Year 2020 and a \$150 million floor for Test Years 2021 and 2022, as opposed to the originally proposed \$100 million floor for all years. Further, there is an agreed upon DRM Ceiling, which only allows \$225 million above the floor to be included in the DRM, whereas the original proposal had no ceiling.

**Q. EXPLAIN THE ACCOUNTABILITY PROVISIONS OF THE DRM INCLUDED IN THE STIPULATION?**

A. The Stipulation requires increasing percentage improvements in SAIDI and SAIFI metrics over the three-year term of the FRP, and if such improvements are not met, ELL has to provide consequential refunds to customers of the amounts collected through the DRM. For example, if ELL does not improve its 2023 SAIDI by 5% then ELL must credit back to customers 10% of the prior year DRM. Likewise, and in addition to the other refunds, if ELL does not meet the SAIDI and/or SAIFI requirements set by the Commission in its General Order dated April 30, 1998, in Docket No. U-22389, ELL must automatically refund to customers \$1.5 million for each.

**Q. DOES THE STIPULATION PROVIDE FOR ENHANCED VISIBILITY INTO ELL'S DISTRIBUTION PROGRAMS – MORE TRANSPARENCY THAN EVER BEFORE?**

A. Yes, the Stipulation requires enhanced annual reporting which will allow the Commission and Intervenors visibility into ELL's planned and actual distribution spending to bolster the accountability provided by the Stipulation.



**Q. WHAT IS THE ANNUAL REVENUE REQUIREMENT THAT THE STIPULATION DRM IS PROJECTED TO GENERATE FOR EACH OF THE THREE FRP YEARS?**

A. The DRM, as detailed by the Stipulation, is projected to generate approximately a \$30 million revenue requirement for Test Year 2020, as opposed to the originally projected \$53 million, a \$25 million revenue requirement for Test Year 2021, as opposed to originally projected \$37 million, and a \$25 million revenue requirement for Test Year 2022, as opposed to originally projected \$40 million.

**Q. DOES THE STIPULATION INCLUDE ELL'S REQUEST TO CHANGE THE METHOD THROUGH WHICH RATE BASE IS CALCULATED FROM A BEGINNING/ENDING AVERAGE BALANCE TO AN END OF YEAR BALANCE?**

A. No. The Stipulation maintains the current beginning/ending average balance. Staff supports maintaining this methodology. ELL's proposed methodology would have increased its revenue requirement. Staff asserts, in the context of an FRP Renewal rather than a base rate proceeding, it was preferable to maintain the existing methodology.

**Q. HOW DOES THE STIPULATION ADDRESS ELL'S REQUEST FOR A DEFERRAL OF COSTS FOR OROW VEGETATION MANAGEMENT?**

A. Originally ELL had proposed \$7 million per year for each year of the extended FRP of OROW vegetation management spending be deferred and amortized over a ten-year period with carrying cost at the applicable weighted average cost of capital. As part of the

Stipulation, the Parties agreed to this deferral only for Test Years 2021 and 2022, with additional provisions, including reporting provisions, that more narrowly define the OROW vegetation management that would qualify for this deferral; specifically, the nature of the vegetation and whether the property owner consented to its removal. However, the Commission made explicit that in authorizing this deferral, the Commission is not asserting or attempting to assert review of, or take any position with regard to: property rights, property damage or other claims, zoning, right-of-way, land use, or any environmental concerns as those are not subject to the jurisdiction of the Commission.

**Q. HOW DOES THE STIPULATION ADDRESS ELL'S PROPOSAL TO TEMPORARILY SUSPEND THE SHARING PROVISIONS OF THE FRP AND ALLOW A ONE-TIME MID-POINT RESET FOR THE EVALUATION PERIOD ENDING DECEMBER 31, 2020, UTILIZING A 9.80% TARGET RETURN ON EQUITY?**

A. The Stipulation does not include the requested one-time midpoint reset and does not include a target ROE of 9.80%. It includes a black box rate adjustment for Test Year 2020 rather than a midpoint reset. It is Staff's view that Test Year 2020 was not an indicative year to utilize as a Test Year for ratemaking due to the unusual effectors of the COVID pandemic and the multiple hurricanes that ravaged the ELL service territory. Further, it is Staff's view that utilization of a 9.80% ROE for the extended FRP term would not be appropriate. ELL's initial projection of the rate impact of its proposed midpoint reset based on Test Year 2020 and a 9.80% target ROE was a [REDACTED] million increase in revenue

requirement.<sup>2</sup> The Stipulation provides for a \$63 million rate adjustment to be effective with the September bill cycle. This is for Test Year 2020 only. Thereafter, the FRP and its bandwidth provisions will apply, as well as the rate caps for Test Years 2021 and 2022.

**Q. DID THE STIPULATION AGREE TO THE INITIAL RESET OF RATES AT AN ROE OF 9.80% ?**

A. No. It contains a black box revenue adjustment for Test Year 2020. The determination of revenue requirement is based on many assumptions. Due to the unusual nature of 2020, it is not an indicative Test Year for ratemaking and opinions could vary widely on adjustments necessary to determine a normalized test year. ROE is an assumption that is significant in determining a revenue requirement. The \$63 million rate adjustment is a revenue requirement number that was negotiated amongst the Parties and that all Parties were ultimately able to settle on, but the amount is not based on any ROE or set of assumptions and provides a fixed dollar amount rather than reliance on any set of assumptions..

**Q. DOES THE STIPULATION SET AN ROE FOR THE PURPOSE OF DETERMINING RATES IN THE FUTURE?**

A. No. While it does set a target ROE for the extended FRP at 9.50%, which is reduced from 9.80% in the current FRP, rates would never be set at the 9.5% ROE. The Stipulation agrees to a 50 basis point bandwidth for the sharing mechanism, i.e., between 9.00% and 10.00%, with a midpoint of 9.50%. For the term of this extended FRP, if ELL's actual

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<sup>2</sup> ELL response to Marathon Data Request 1-1, marked HSPM.

ROE were to fall below the bottom of the band, i.e., 9.00%, then the FRP provides for an increase in rates to allow ELL an opportunity to recover a 9.00% ROE. Likewise, if ELL's actual ROE rises above the top of the band, i.e., 10.00%, the FRP provides for a decrease in rates to reduce ELL's opportunity to recover to a 10.00% ROE. If the actual ROE falls between 9.00% and 10.00%, there is no prospective change in rates.

**Q. IS THIS HOW THE FRP SHARING BAND OPERATED IN THE PRIOR FRP?**

A. No. In the prior FRP, when the actual ROE fell outside the band, the adjustment was made to bring ELL back 60% of the distance necessary to adjust to the bottom or top of the band. Further, the bandwidth was 60 basis points as opposed to the 50 basis points agreed to by the Parties in the Stipulation. Staff supports these changes as part of the overall settlement.

**Q. DOES THE STIPULATION PROVIDE FOR ADDITIONAL RATEPAYER PROTECTIONS RELATED TO THE BANDWIDTH SHARING MECHANISM ADJUSTMENTS?**

A. Yes. In addition to the limitation that ELL would only be allowed to raise rates to the bottom of the band, i.e., 9.00%, the Stipulation provides that the bandwidth adjustments for Test 2021 and Test Year 2022 cannot cumulatively exceed \$70 million dollars. This is an additional ratepayer protection.

**Q. PLEASE DESCRIBE OTHER SIGNIFICANT PROVISIONS OF THE STIPULATION.**

A. In addition to the foregoing, the Stipulation includes provisions to address the following:

- A continuation of the timing for filings and rate adjustments, if any, including a provision similar to the last FRP renewal which allows for a one-month delay in the first Test Year filing.
- A process to address any future federal tax rate changes within the ELL's already existing Tax Reform Adjustment Mechanism, which was created to address tax rate reductions associated with the Tax Cuts and Jobs Act.
- A continuation of the Transmission Recovery Mechanism, which allows for accelerated recovery of Transmission rate base investment placed in service above a \$100 million floor.
- A continuation of the Midcontinent Independent System Operator Recovery Mechanism ("MCRM"), which allows for the variable transmission revenues and MISO expenditures to be annually trued up in rates.
- The Stipulation resolves all revenue deficiency/lost revenue claims for test years 2020, 2021, and 2022. Specific exceptions are provided related to COVID and Force Majeure events.
- An agreement among the Parties that all would take the position in any such proceeding that any COVID or hurricane-related rate increases not commence earlier than January 1, 2022.
- An agreement that the Parties shall engage in a collaborative process to present and discuss proposals for an Arrearage Management Program ("AMP"), whereby if a joint agreement is not reached, any party may propose an AMP for the Commission to consider.
- ELL shall not request another FRP extension that includes a rate redetermination in a manner other than the bandwidth provision of this renewed FRP, but rather if ELL desires a different method of rate determination, it is to file a rate case.
- The Parties agree to the form of the new FRP attached to the Stipulation.
- Other than in a proceeding to approve, implement, administer or enforce this Stipulation, the Stipulation shall not be admissible in evidence against either the Staff, ELL, Intervenor, or any Entergy Operating Company, and the terms of this Stipulation may not be used either as an admission of any sort or as evidence in any proceeding whatsoever except to approve or enforce the terms of this Stipulation. All oral or written statements made during the course of the settlement negotiations are governed by Louisiana Code of Evidence Article 408.

**Q. HAVING PARTICIPATED IN THE SETTLEMENT NEGOTIATIONS, DO YOU RECOMMEND THAT THE PROPOSED STIPULATION IS IN THE PUBLIC INTEREST?**

A. Yes. Having considered: 1) a potential alternative rate case and the risks associated with unknown litigation outcomes, especially related to the uncertainties associated with 2020 as a Test Year; 2) the exponential risk and administrative burden associated with potentially stacking rate cases to address ELL's stated need for increased distribution spending; and 3) considering the regulatory requirement to provide ELL with an opportunity to earn a reasonable rate of return, this Stipulation represents a balancing of all these interest such that it produces just and reasonable rates and is in the public interest.

**Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

A. Yes.

BEFORE THE  
LOUISIANA PUBLIC SERVICE COMMISSION

DOCKET NO. U-35565

ENTERGY LOUISIANA, LLC  
EX PARTE

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*In re: Application for Extension and Modification of Formula Rate Plan.*

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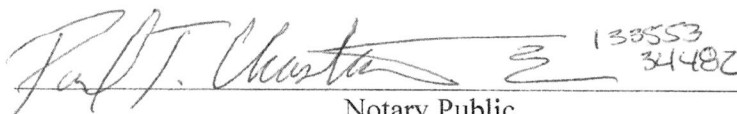
AFFIDAVIT

R. Lane Sisung, being first duly sworn, deposes and says that he is the same R. Lane Sisung whose testimony accompanies this affidavit: that such testimony was prepared by him; that he is familiar with the contents thereof; that the facts set forth therein are true and correct to the best of his knowledge, information and belief; and that he does adopt the same as his sworn testimony in this proceeding.



R. Lane Sisung

Subscribed and sworn to before me on this 23rd day of April, 2021.



138553  
34482

Notary Public

My Commission Expires: At Death

LPSC Docket No. I-33013	Integrated Resource Planning (“IRP”) Process for Southwestern Electric Power Company (SWEPCO), Pursuant to General Order dated April 20, 2012
LPSC Docket No. I-34693	Cleco Power, LLC, ex parte. In re: Request to Initiate 2017 Integrated Resource Planning (“IRP”) Process Pursuant to General Order No. R-30021 (Corrected) dated April 20, 2012
LPSC Docket No. I-34694	Entergy Louisiana, LLC, ex parte. In re: Request to Initiate 2017 Integrated Resource Planning (“IRP”) Process Pursuant to General Order No. R-30021 (Corrected) dated April 20, 2012
LPSC Docket No. I-34715	Integrated Resource Planning (“IRP”) process for Southwest Electric Power Company (SWEPCO) pursuant to General Order dated April 20, 2012.
LPSC Docket No. R-26968	Review of the General Order Dated March 12, 1999 (Pole Attachments)
LPSC Docket No. R-32975	Examination of Long-Term Natural Gas Hedging Proposals.
LPSC Docket No. R-34026	Investigation of Double Leveraging Issues for all LPSC-Jurisdictional Utilities
LPSC Docket No. R-34029	Investigation of Tax Structure Issues for all LPSC-Jurisdictional Utilities
LPSC Docket No. R-34407	Rulemaking Docket to Consider Whether or Not the Commission Should Exercise Authority Over Future Utility Generation Deactivation and Retirement Decisions and the Rules and Procedures that Could Apply to Any Such Exercise of Authority
LPSC Docket No. R-34754	In re: Consideration of appropriate manner to flow through to ratepayers the benefits of the reduction in corporate income taxes as a result of the Tax Cuts and Jobs Act, treatment of the regulatory liability ordered by the Commission to be recorded by utilities pursuant to the Commission's Special Order No. 13-2018 and related matters.
LPSC Docket No. R-34758	Louisiana Public Service Commission, ex parte Timely Disclosure of Facts and Notices, Regarding Such Matters as MaxGen Alerts, to Commission and Commissioners, and Related Matters.
LPSC Docket No. R-34869	In re: Rules applicable to electric service providers’ provision of service to load outside of its historical footprint and rates that may be offered for industrial load.
LPSC Docket No. R-34948	Rulemaking to Study the Implications of Participation of Aggregators of Retail Customers to Determine Whether, and Under What Conditions, Such Activity Should be Allowed in the Louisiana Public Service Commission’s Jurisdiction
LPSC Docket No. R-35135	Rulemaking Pursuant to the General Order Dated March 7, 2019 in Docket No. R-34948 to Develop Rules Under Which Third-Party Aggregators of Retail Customers Seeking Authority to Operate will be Allowed to do Business Within the LPSC’s Jurisdiction.
LPSC Docket No. R-35136	Rulemaking to Determine Need for Rate Schedules and Programs Offering Demand Response Products, Development of Such Rate Schedules and Programs, Determination of Customer Participation in Such Programs, Allocation and Recovery of Program Costs, and Whether Such Programs Shall be Mandatory or Voluntary for



	Utilities as set Forth in Section 3 of the Rule Adopted in the General Order Dated March 7, 2019 in Docket No. R-34948.
LPSC Docket No. R-35462	Rulemaking to Research and Evaluate Customer Centered Options for all Electric Customer Classes as well as other regulatory environments.
LPSC Docket No. S-33825	Directive to Establish a Service Quality Program (SQP) for Cleco Power, LLC
LPSC Docket No. S-34082	Entergy Louisiana, LLC Request to Close LMPS Rate Schedule to New Business
LPSC Docket No. S-34426	Status of Electric Rates in Louisiana: Where Are We and Where Are We Going?
LPSC Docket No. T-34959	Pecten Midstream LLC Request to (i) Increase Rates for Transportation Service of Petroleum on its Delta Pipeline System, (ii) Revise Tariff No. 2.2.0, (iii) Reserve Right for Interim Rate Relief, and (iv) Expedited Consideration
LPSC Docket No. U-31894	Application of Entergy Louisiana, LLC for Approval to Securitize Investment Recovery Costs Related to the Little Gypsy Unit 3 Repowering Project Authorizing the Company to Finance its Investment Cost Pursuant to Act 988.
LPSC Docket No. U-32138	Wastewater Treatment Systems & Operations, LLC: Request for an increase in wastewater rates.
LPSC Docket No. U-32538	Joint Application of Entergy Louisiana, LLC, Entergy Gulf States Louisiana, L.L.C., ITC Holdings Corp., et. al for Approval of Change of Ownership of Electric Transmission Business, for Certain Recovery Adjustments, and for related Relief
LPSC Docket No. U-32631	Application of Cleco Power LLC for: (i) public interest finding in favor of the transfer of functional control of certain transmission assets to the Midwest Independent Transmission System Operator, Inc.
LPSC Docket No. U-32675	Entergy Louisiana, LLC and Entergy Gulf States Louisiana, LLC., ex parte. Joint implementation filing and request for associated approvals addressing certain implementation, integration, and other issues regarding EGSL and ELL joining the Midwest Transmission System Operator, Inc. Regional Transmission Organization, as determined by the LPSC in Order No. U-32148 to be in the public interest subject to certain contingencies and the satisfaction of conditions.
LPSC Docket No. U-32707	Application of Entergy Gulf States, Louisiana, L.L.C. for authority to Change Rates, Approval of Formula Rate Plan and for Related Relief
LPSC Docket No. U-32708	Application of Entergy Louisiana, LLC for authority to Change Rates, Approval of Formula Rate Plan and for Related Relief
LPSC Docket No. U-33244	Potential Business Combination of Entergy Louisiana, LLC and Entergy Gulf States Louisiana L.L.C.
LPSC Docket No. U-33434	Joint Application of Cleco Power, LLC and Cleco Partners L.P. for : (i) Authorization of the Change of Ownership and Control of Cleco Power LLC and (ii) Expedited Treatment

LPSC Docket No. U-33510	Application for Entergy Gulf States Louisiana, L.L.C. For Approval To Purchase Power Blocks Three and Four of the Union Power Station and Request for Timely Treatment and Cost Recovery
LPSC Docket No. U-33605	Joint Application of Entergy Gulf States Louisiana L.L.C. and Entergy Louisiana LLC for Certification of the Louisiana Economic Transmission Project in Accordance with Louisiana Public Service Commission General Order Dated October 10, 2013
LPSC Docket No. U-33645	Application of Entergy Gulf States Louisiana L.L.C. for Certification of the Lake Charles Transmission Project in Accordance with Louisiana Public Service Commission General Order Dated October 10, 2013
LPSC Docket No. U-33782	Entergy Louisiana, LLC and Entergy Gulf States Louisiana L.L.C. In Re: Test Year 2014 Formula Rate Plan Filing
LPSC Docket No. U-33848	Cleco Power LLC Formula Rate Plan June 2015 Monitoring Report
LPSC Docket No. U-33925	In re: Atmos Entergy Trans Louisiana Rate Stabilization Clause ("RSC") Cost of Service Schedules and Workpapers Test Year Ending September 30, 2015
LPSC Docket No. U-33950	Compliance Submission Regarding Deactivation of Little Gypsy 1, Ninemile 3, and Willow Glen 2 and 4, as required by Order No. U-33510
LPSC Docket No. U-33974	Entergy Gulf States Louisiana, L.L.C. Test Year 2015 Rate Stabilization Plan Filing
LPSC Docket No. U-33983	In Re: Motion for Extension of Entergy Louisiana, LLC's Gas Rate Stabilization Plan
LPSC Docket No. U-34028	Atmos Energy Corporation 2015 Rate Stabilization Clause filing for Louisiana Gas Service Rate Division
LPSC Docket No. U-34081	Entergy Louisiana, LLC Test Year 2015 Formula Rate Plan Filing
LPSC Docket No. U-34289	Cleco Power LLC Formula Rate Plan – June 2016 Monitoring Report and pursuant to U-32507 Prudence Review of Cleco's Installation of MATS Emissions Control Equipment at Dolet hills Power Station, Rodemacher Power Station Unit No. 2, and Madison Unit No. 3
LPSC Docket No. U-34317	Application of Entergy Louisiana, LLC for Authorization to Extend the Midcontinent Independent System Operating Cost Recovery Mechanism
LPSC Docket No. U-34332	Review of Special Order 01-2001 to Determine if it Remains in the Best Interest of Louisiana Ratepayers
LPSC Docket No. U-34343	In re: Atmos Entergy Trans Louisiana Rate Stabilization Clause ("RSC") Cost of Service Schedules and Workpapers Test Year Ending September 30, 2016
LPSC Docket No. U-34354	Southwestern Electric Power Company's Request for Certification of Long-Term Natural Gas Contract
LPSC Docket No. U-34376	Entergy Louisiana, LLC ex parte. IN Re: 2016 Rate Stabilization Plan Filing
LPSC Docket No. U-34424	Atmos Energy Corporation 2015 Rate Stabilization Clause filing for Louisiana Gas Service Rate Division

LPSC Docket No. U-34445	Entergy Louisiana, LLC's Application for Authorization to Recover Gas Storm Deferred Operations and Maintenance Expense Resulting from the August 2016 Flood
LPSC Docket No. U-34447	Application of Entergy Louisiana, LLC Regarding Continued Participation in the Midcontinent Independent System Operator, Inc. Regional Transmission Organization
LPSC Docket No. U-34475	Entergy Louisiana, LLC Test Year 2015 Formula Rate Plan Filing
LPSC Docket No. U-34501	Application of Cleco Power LLC Regarding the Costs and Benefits of Continued Participation in the Midcontinent Independent System Operator, Inc. Regional Transmission Organization
LPSC Docket No. U-34617	Application of Cleco Power LLC requesting Commission consideration of a Proposed Physical Bilateral Hedge Program, pursuant to General Order R-32975
LPSC Docket No. U-34619	In re: Application of Southwestern Electric Power Company (SWEPCO) for Expedited Certification and Approval of the Acquisition of Certain Renewable Resources and the Construction of a Generation Tie Pursuant to the 1983 and/or 1994 General Orders
LPSC Docket No. U-34687	Cleco Power LLC Formula Rate Plan- June 2017 Monitoring Report
LPSC Docket No. U-34735	In Re: Application of Entergy Louisiana, LLC For Approval of Natural Gas Cost Stabilization Pilot Program, Transaction Parameters, and Other Relief.
LPSC Docket No. U-34742	Community Utilities of Louisiana Inc. and Utilities, Inc. of Louisiana - Request for Statewide Consolidation of Assets, Request for Uniform Rate Structure, Request for the Establishment of Formula Rate Plan, and Application for Adjustment in Retail Rates Pursuant to the Global Settlement Agreement Contained in LPSC Order Nos. U-34206 and U-34287, as well as Reservation of Rights to Request Interim Rates
LPSC Docket No. U-34744	In re: Annual Evaluation Report for Entergy Louisiana, LLC for the test year ended September 30, 2017.
LPSC Docket No. U-34951	Entergy Louisiana, LLC's Formula Rate Plan Annual Evaluation Reports for Test Years Ending December 31, 2017, 2018 and 2019.
LPSC Docket No. U-34794	In Re: Application of Cleco Corporate Holdings LLC and Cleco Power LLC for (i) Authorizations, Waivers, and Regulatory Interpretations of Certain Provisions of LPSC Order No. U-33434-A; (i) Authorization for Cleco Corporate Holdings, LLC to Pledge its Ownership Interest in Cleco Power LLC; and (iii) Expedited Treatment.
LPSC Docket No. U-35049	Cleco Power LLC, LPSC Docket U-35049, In Re: June 2018 Monitoring Report - Application of Cleco Power LLC for: (i) Authorization to Implement Rate Reductions resulting from the Tax Cuts and Jobs Act of 2017; (ii) Authorization to Modify Certain Tariffs in connection with such Rate Reductions; (iii) Authorization to Implement Residential Base Revenue Decoupling; and (iv) Expedited Treatment

LPSC Docket No. U-35078	Application of Entergy Louisiana, LLC for Certification of the Waterford to Churchill Transmission Project in Accordance with Louisiana Public Service Commission General Order Dated October 10, 2013
LPSC Docket No. U-35106	Re: Docket U-35106, Atmos Energy Corporation, ex parte, In re: 2018 Rate Stabilization Clause Annual Filing for Tra11s Louisiana Gas Division
LPSC Docket No. U-35130	Entergy Louisiana, LLC Request to Terminate, or in the Alternative Modify, the Fuel Tracking Mechanism-A Request Initially Included in an April 2, 2018 Compliance Filing in Docket No. U-33244 Pursuant to Order U-33244-A (LPSC Docket No. U-35130)
LPSC Docket No. U-35153	Utilities Inc. of Louisiana – 2018 Formula Rate Plan Annual Report
LPSC Docket No. U-35205	Entergy Louisiana, LLC Test Year 2017 Formula Rate Plan Filing: LPSC Docket No. U-35205
LPSC Docket No. U-35299	Application of Cleco Power LLC for (1) Implementation of Changes in Rates to be Effective July 1, 2020; and (2) Extension of Existing Formula Rate Plan
LPSC Docket No. U-35324	Application of Southwestern Electric Power Company (SWEPCO) for Certification and Approval of the Acquisition of Certain Renewable Resources in Accordance with the MBM Order and the 1983 and 1994 General Orders.
LPSC Docket No. U-35350	Application of Entergy Louisiana, LLC for approval of a Change in Funding for Decommissioning Trusts for River Bend and Waterford 3 Nuclear Facilities
LPSC Docket No. U-35370	Entergy Louisiana, LLC's Motion for Extension of Entergy Louisiana, LLC's Gas Rate Stabilization Plan
LPSC Docket No. U-35385	Application of Entergy Louisiana, LLC for Authorization to Implement an Experimental Interruptible Option, Rider EIO and Related Relief
LPSC Docket No. U-35407	Cleco Power LLC Formula Rate Plan-June 2019 Monitoring Report
LPSC Docket No. U-35488	Entergy Louisiana, LLC Test Year 2019 Gas Rate Stabilization Plan Filing
LPSC Docket No. U-35558	Utilities, Inc. of Louisiana – 2019 Formula Rate Plan Annual Report
LPSC Docket No. U-35565	Entergy Louisiana, LLC Application of Entergy Louisiana, LLC for Extension and Modification of Formula Rate Plan
LPSC Docket No. U-35581	Entergy Louisiana, LLC Application of Entergy Louisiana, LLC for Extension and Modification of Formula Rate Plan
LPSC Docket No. U-35753	Joint Application for (I) Authorization to close the Oxbow Mine; and (II) Authorization to include and defer certain accelerated mine closing costs in fuel and related ratemaking treatments.
LPSC Docket No. U-35806	Request for Recovery of Lost Revenues Related to LPSC Special Order Nos. 22-2020, 28-2020, and 43-2020, and Request for Accounting Order
LPSC Docket No. U-35807	Application of Cleco Power LLC for: (I) Recovery in Rates of Certain Storm Damage Costs Incurred as a Result of Hurricanes Laura, Delta and Zeta; and (II) Expedited Treatment
LPSC Docket No. U-35862	In re: Entergy Louisiana, L.L.C. Test Year 2020 Rate Stabilization Plan Filing

LPSC Docket No. X-34324	Audit of Purchased Gas Adjustment Filings for Trans Louisiana Gas Company and Louisiana Gas Service Company (Regulatory Divisions of Atmos Energy Corporation) for the period of April 2014 through March 2016
LPSC Docket No. X-34341	Audit of Fuel Adjustment Clause Filing for Entergy Louisiana LLC for the Period of January 2014 through December 2015.
LPSC Docket No. X-34345	Investigation of the Meter Reading, Billing, Collection and Customer-Service practices of the Greater Ouachita Water Company and through its operating contractor Severn Trent Environmental Services, for the year 2016
LPSC Docket No. X-35071	In re: Investigation of Entergy Services, LLC
LPSC Docket No. X-35085	Southwestern Electric Power Company Request for Proposals for up to 1,200 MW of Wind Energy Resources
LPSC Docket No. X-35119	Southwestern Electric Power Company, ex parte. Synopsis: Notice of Intent to Conduct Request for Proposals for Solar Resources in Accordance with Commission General Order R-26172, Subdocket C, the Market Based Mechanism ("MBM Order")
LPSC Docket No. X-35500	Notice of Intent of Jefferson Davis Electric Cooperative Inc. (JDEC) and Dixie Electric Membership Corporation to conduct 2020 Request for Proposals for Long Term Power Purchase Contracts and/or Generating Capacity Pursuant to the Commission's Market Based Mechanism General Order.
LPSC Docket No. X-35508	Audit of Federal Environmental Adjustment Clause Filings for Southwestern Electric Power Company for the Period of January 2018 Through December 2019.
LPSC Docket No. X-35511	Audit of Federal Environmental Adjustment Clause Filings for Cleco Power, LLC for the Period of January 2018 Through December 2019.
LPSC Docket No. X-35741	Concordia Electric Cooperative, Inc. ("Concordia"), Pointe Coupee Electric Membership Corporation ("PC Electric"), and Southwest Louisiana Electric Membership Corporation ("SLEMCO") Request for Proposals for Power Purchase Contracts and/or Generating Capacity Pursuant to the Commission's Market Based Mechanism Order
FERC Docket No. EC12-145; EL12-107; ER12-2681	FERC Approval of OATT ITC Transaction
FERC Docket No. ER12-2682	Module B-1 to MISO OATT for ITC Transaction
FERC Docket No. ER12-2683	Entergy Replacement Tariff-ITC Transaction
FERC Docket No. ER12-2693	Cancellation of MSS-2 Agreement
FERC Docket No. ER 13-252	ESI Transmission-Industrial Load
FERC Docket No. ER13-288	Transmission Monitoring Services
FERC Docket No. ER13-782	ITC Related ratemaking treatment for pension and OPEB
FERC Docket No. ER13-948	ITC Related MISO OATT
FERC Docket No. ES13-5	ITC Related Debt Authorizations
FERC Docket No. ES13-6	ITC Related Debt Authorizations
FERC Docket No. EC 15-98	Acquisition of Union FERC Docket



FERC Docket No. EC15-117; FERC Docket No. EC15-47	Entergy Business Combination FERC Docket
FERC Docket No. EC18-63	Joint Application for Order Authorizing Disposition of Jurisdictional Facilities Under Section 203 of the Federal Power Act of the Cleco and NRG Applicants
FERC Docket No. EC19-18	Entergy Transmission Control Centers
FERC Docket No. EL 14-12	Complaint Challenging MISO ROE
FERC Docket No. EL 15-75	City of Alexandria ROE adder
FERC Docket No. EL11-66, EL13-33, EL14-86, & EL16-64	Martha Coakley, et. al. v. Bangor Hyrdo-Electric, Briefing Order
FERC Docket No. EL13-88	NIPSCO Seam Protocols for Economic Projects
FERC Docket No. EL14-21; EL11-34, ER14-1174	SPP/MISO JOA Dispute
FERC Docket No. EL15-71; EL15-72; EL15-70	Challenge to MISO PRA results
FERC Docket No. EL15-77	Application of Attachment FF-6 charges
FERC Docket No. EL17-2219; EL17-93	System Energy Resources, Inc. submits tariff filing per 35.1: UPSA Amendment to be effective 10/1/2017 (Depreciation and Decommissioning Fund)
FERC Docket No. EL-18-142	Re: Arkansas Public Service Commission and Mississippi Public Service Commission v. System Energy Resources, Inc., Docket No. EL17-41-001 and Louisiana Public Service Commission v. System Energy Resources, Inc., et al., Docket No. EL18-142 -000 (Consolidated) (Cost of Capital)
FERC Docket No. EL18-152	In the Matter of Louisiana Public Service Commission v. System Energy Resources, Inc. and Entergy Services, Inc. (Termination of Sale/Leaseback and Inclusion of FIN48 ADIT in Rate Base)
FERC Docket No. EL18-204	In the Matter of Louisiana Public Service Commission v. System Energy Resources, Inc. SERI Capital Structure. Mr. Sisung provided an affidavit in this docket.
FERC Docket No. EL17-41; EL18-142	SISUNG SERI ROE) Mr. Sisung provided testimony in this docket.
FERC Docket No. ER 19-1503	OATT-CIAC and ADIT issues
FERC Docket No. ER14-1736	Cost Recovery related to SPP tariff: Application for cost recovery procedures to ensure that SPP's charges under JOA Section 5.2, pursuant to which MISO is required to reserve and pay for transmission service for any flow exceeding MISO's physical contract path capacity of approximately 1,000 megawatt ("MW"), can be properly recovered from MISO's customers.
FERC Docket No. ER15-1776	Modification of emergency pricing: MISO proposed an Emergency Offer Floor to assign Proxy Offers for Emergency resources.
FERC Docket No. ER15-1922	Change of Responsibility Ratio-Entergy Business Comb
FERC Docket No. ER16-227 / ER17-1777	MISO Entergy OATT-Depreciation Rates
FERC Docket No. ER16-488 / ER16-490	MISO/PJM JOA and MEP: PJM and MISO proposal to revise the criteria for Interregional Market Efficiency Projects of the PJM-MISO JOA to eliminate the \$20 million project cost threshold.

FERC Docket No. ER17-1368	Cleco Power, LLC System Support Resource (“SSR”) Payment for Teche Power Station Unit 3
FERC Docket No. ER17-2030; ER17-2029; ER17-2031; ER17-2034	Transmission Control Center Reimbursement Agreement Filing; (Related FERC Dockets ER17-2029, ER17- 2031, ER17-2033, ER17-2034) Mr. Sisung provided an affidavit in this matter.
FERC Docket No. ER18-1182	System Energy Resources, Inc. submits tariff filing per 35.13(a)(2)(iii: UPSA Amendment to Reflect Tax Cuts and Jobs Act of 2017 to be effective 6/1/2018 (SERI TCJA Compliance) Mr. Sisung submitted testimony for this docket.
FERC Docket No. ER18-1247	Entergy Louisiana, LLC submits tariff filing per 35.13(a)(2)(iii: EAI et al Unit Power Sales and Designated Power Purchase Tariff Amendment to be effective 6/1/2018 (MSS-4 TCJA Compliance)
FERC Docket No. ER18-1260	Midcontinent Independent System Operator, Inc. submits tariff filing per 35.13(a)(2)(iii: 2018-03-30 Entergy Att O Revisions Re Tax Rate Change to be effective 6/1/2018
FERC Docket No. ER18-1498	Pass through of MISO Settlement charges: ESI proposal to modify the MSS-4 Replacement Tariff allow for the pass through of all MISO Settlement Statement charges and credits that are relevant to the costs of each Designated Generating Unit, whether or not the DGU is producing energy in a particular hour
FERC Docket No. ER18-1513	OPEB: Request by EOCs for acceptance of their actual 2017 PBOP costs for use in their MISO Attachment O transmission formula rate templates effective as of June 1, 2018.
FERC Docket No. ER18-1721	MISO-Entergy TCJA in Attachment O
FERC Docket No. ER18-2243	Southwest Power Pool, Inc. submits tariff filing per 35.13(a)(2)(iii: Morgan Transformer Project Cost Allocation (Part 1) to be effective 10/16/2018
FERC Docket No. ER18-445	Entergy Services, Inc. submits tariff filing per 35.13(a)(2)(iii: Entergy Services, Inc., Amended Service Agreements to be effective 2/12/2018 (Asset Management Agreement)
FERC Docket No. ER19-1124; ER19-1125	MISO Regional Cost Allocation
FERC Docket No. ER19-1156	MISO Interregional Cost Allocation Filing
FERC Docket No. ER19-211	Transmission Control Centers
FERC Docket No. ER19-79	MISO-LS Power Complaint
FERC Docket No. ER20-1472	Entergy Services, LLC submitted proposed changes to the Entergy Operating Companies transmission formula rate templates under MISO Attachment O The purposed to allow for the inclusion of prepaid and accrued pension costs in rate base
FERC Docket No. ER20-1449	Entergy Services LLC submitted for filing proposed revisions to the transmission formula rate templates of the Entergy Operating Companies under Attachment O of the MISO Tariff
FERC Docket No. ER20-1723	MISO ISO Agreement revisions in the instant filing. The transmittal letter containing the MISO Tariff revisions, which is being filed simultaneously, contains the justification for both the Tariff and ISO Agreement revisions.
FERC Docket No. EL20-1724	MISO Cost Allocation Filing

FERC Docket No. EL20-42	Pursuant to Rule 207 of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, the New England Ratepayers Association files this Petition for Declaratory Order requesting that the Commission declare that there is exclusive federal jurisdiction over wholesale energy sales from generation sources located on the customer side of the retail meter, and order that the rates for such sales be priced in accordance with the Public Utility Regulatory Policies Act of 1978 or the Federal Power Act, as applicable.
FERC Docket No. ER20-857	MISO Cost Allocation Filing
FERC Docket No. ER20-858	Proposed Revisions to ISO Agreement to Accompany Proposed Revisions to Attachment FF and New Attachments FF-7 and FF-8 to Expand and Clarify Economic Project Selection and Cost Allocation.
FERC Docket No. EL20-19	Complaint against the Midcontinent Independent System Operator, Inc. concerning existing provisions in the MISO Open Access Transmission, Energy and Operating Reserve Markets Tariff that provide for the allocation of costs for Baseline Reliability Projects.
FERC Docket No. ER20-862	MISO Interregional Cost Allocation Filing
FERC Docket No. EL19-90; 91 & 92	On October 17, 2019, the FERC issued an Order Instituting Section 206 Proceedings to consider how the exemption for immediate need reliability projects that the Commission allowed to Order No. 1000's requirement to eliminate provisions in Commission jurisdictional tariffs a federal right of first refusal for an incumbent transmission developer with respect to transmission facilities selected in a regional transmission plan for purposes of cost allocation is being implemented.
FERC Docket No. ER20-42-000	MISO proposed revisions to its Open Access Transmission, Energy and Operating Reserve Markets Tariff regarding the market procurement of Short-Term Reserve. The Short-Term Reserve product shall be provided by Resources capable of being deployed within thirty (30) minutes to address certain local, sub-regional and market-wide reliability needs.



Docket No.: U-35565

LOUISIANA PUBLIC SERVICE COMMISSION

Exhibit C-1

☒ Confidential sealed documents

☐ Oversized document

☐ Non-paper exhibit

☐ Photographs

☐ Other:

*Please contact the Records Division of the Louisiana Public Service Commission at  
(225) 342-3157 for more information about this item.*