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April 12, 2018

By Hand Delivery

Ms. Lora W. Johnson, CMC, LMMC
Clerk of Council
City Hall - Room 1E09
1300 Perdido Street
New Orleans, LA 70112

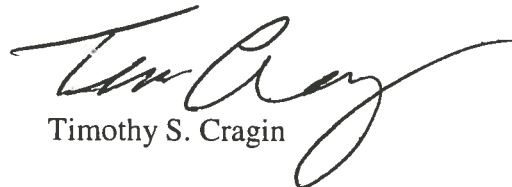
Re: Resolution Directing Entergy New Orleans, Inc. to Investigate and Remediate Electric Service Disruptions and Complaints and to Establish Minimum Electric Reliability Performance Standards and Financial Penalty Mechanisms – CNO Docket No. UD-17-04

Dear Ms. Johnson:

Please find enclosed for your further handling an original and three copies of Entergy New Orleans, LLC.'s ("ENO") Response to Council Resolution R-18-98 Regarding Discovery Responses, which is submitted pursuant to Council Resolution R-18-98 and is being filed in the above-referenced docket. Please file an original and two copies into the record in the above referenced matter, and return a date-stamped copy to our courier.

Thank you for your assistance with this matter.

Sincerely,




Timothy S. Cragin

TSC\rdm

Enclosures

cc: Official Service List (UD-17-04 via electronic mail)

APR 24 2018

RECEIVED
MAR 12 2018
BY: 

**BEFORE THE
COUNCIL OF THE CITY OF NEW ORLEANS**

**RESOLUTION DIRECTING)
ENTERGY NEW ORLEANS, INC. TO)
INVESTIGATE AND REMEDIATE)
ELECTRIC SERVICE DISRUPTIONS)
AND COMPLAINTS AND TO)
ESTABLISH MINIMUM ELECTRIC)
RELIABILITY PERFORMANCE)
STANDARDS AND FINANCIAL)
PENALTY MECHANISMS)**

DOCKET NO. UD-17-04

**ENTERGY NEW ORLEANS, LLC’S RESPONSE TO
COUNCIL RESOLUTION R-18-98 REGARDING DISCOVERY RESPONSES**

Entergy New Orleans, Inc. (“ENO” or the “Company”) respectfully submits this response to Ordering Paragraph 4 of Council Resolution R-18-98, which requires ENO to provide a written response to the Council regarding its delay in providing responses to the Advisors’ and the Alliance for Affordable Energy’s (the “Alliance’s”) data requests.

To date, four sets of discovery have been received by ENO, two sets from the Council Advisors and two sets from the Alliance. The Advisors’ first set was received on September 11, 2017 and consisted of four requests and the Alliance’s first set was received on September 29, 2018 and consisted of two requests. ENO notes that Council Resolution R-17-427, dated August 10, 2017, which opened the instant docket entitled “Resolution Directing Entergy New Orleans, [LLC] to Investigate and Remediate Electric Service Disruptions and Complaints and to Establish Minimum Electric Reliability Performance Standards and Financial Penalty Mechanisms,” did not establish a specific time to respond to discovery as is typically done in Council Resolutions that open a docket. Accordingly, in the absence of a Council-mandated discovery period, the discovery provisions of the Louisiana Code of Civil Procedure (“LCCP”)

would apply, allowing 30 days to respond to discovery requests. LCCP arts. 1458 and 1462. ENO responded to both of the Alliance's first set requests within the period provided in the LCCP and responded to two of the four Advisor's first set discovery requests within that period. In preparing this response, undersigned counsel realized that the other two responses to the Advisors' first set had not been released due to an oversight and they have now been released and served on the parties to this proceeding.

The Alliance's second set of data requests containing twenty requests, many with multiple subparts and seeking detailed information covering the eight-year time period from 2010 to 2017, were received on January 2, 2018 and the Advisors' second set of discovery requests containing twenty-two requests, many with multiple subparts seeking very detailed information, were received on January 11, 2018. Again, at this time, no specific discovery period had been established by the Council and accordingly the discovery provisions of the LCCP would apply, allowing for 30 days to respond to discovery. After receipt, the data requests were circulated internally to the areas thought to potentially have the data or information that would be responsive to the requests, however, responding to many of the data requests requires significant data gathering from systems that are not designed to produce information in the manner requested and from employees who are responsible for supervising the day-to-day operation of the distribution system, including the reliability work being performed on that system.

It was undersigned counsel's understanding that there had been a typo in Council Resolution R-17-427 and that the Advisors' report on ENO's Reliability Plan was due by December 31, 2018, rather than December 31, 2017 as stated in the Resolution. Thus, with the understanding that the Council intended to spend a full year conducting its review, and given the

fact that ENO and several of the other parties were engaged in other active proceedings with impending deadlines, ENO believed that no party would be prejudiced by the delay, particularly where there was, at that time, no forward-looking procedural schedule.

ENO did, however, file responses to all of the Advisors' second set of data requests, and to all but one of the Alliance's second set of data requests by the end of March. As of this filing, responses to all data requests received to date have been submitted. Since that time, the Council has established a discovery response period and a procedural schedule and as noted above, ENO will work to comply with both going forward or will work with the parties on reasonable extensions of time to respond to discovery requests or reasonable adjustments to the procedural schedule, as necessary and appropriate.

Respectfully Submitted,

By:


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**ATTORNEYS FOR ENTERGY NEW
ORLEANS, LLC**

CERTIFICATE OF SERVICE

Docket No. UD-17-04

I hereby certify that I have served the required number of copies of the foregoing report upon all other known parties of this proceeding, by the following: electronic mail, facsimile, overnight mail, hand delivery, and/or United States Postal Service, postage prepaid.

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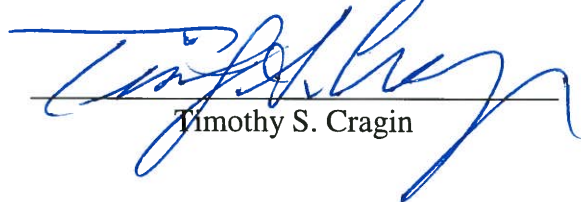
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New Orleans, Louisiana, this 12th day of April 2018.



Timothy S. Cragin