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February 13, 2019

#### BY HAND DELIVERY

Ms. Lora W. Johnson Clerk of Council Council of the City of New Orleans City Hall, Room IE09 1300 Perdido Street New Orleans, LA 70112

In Re: Application of ENO for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief, CNO Docket UD-18-07

Dear Ms. Johnson:

Enclosed please find an original and three (3) copies of the Objections of the Utility Advisors for the Council of the City of New Orleans to Entergy New Orleans, LLC's Second Set of Requests for Information in the above referenced docket, which we are requesting that you file into the record along with this letter in accordance with your normal procedure.

Sincerely,

Jay Beatmann Counsel

JAB/dpm Enclosures

cc: Official Service List for UD-18-07

#### **BEFORE THE**

#### COUNCIL OF THE CITY OF NEW ORLEANS

REVISED APPLICATION OF	)
ENTERGY NEW ORLEANS, LLC	)
FOR A CHANGE IN ELECTRIC AND	)
GAS RATES PURSUANT TO	DOCKET NO. UD-18-07
COUNCIL RESOLUTIONS R-14-94	)
AND R-17-5094 AND FOR RELATED	)
RELIEF	)

# OBJECTIONS OF THE ADVISORS TO THE CITY COUNCIL OF THE CITY OF NEW ORLEANS TO ENTERGY NEW ORLEANS, LLC'S SECOND SET OF REQUESTS FOR INFORMATION

The Advisors to the City Council of New Orleans ("Advisors") object as follows to Entergy New Orleans, LLC's ("ENO") Second Set of Requests for Information ("Requests") propounded in the above-captioned proceeding:

I.

### GENERAL OBJECTIONS AND RESERVATION OF RIGHTS

- 1. Although the Advisors have sought to identify all applicable objections, it may later become apparent as responses are prepared or as documents are obtained that additional objections are appropriate. The Advisors reserve their right to make such objections.
- 2. The Advisors object to definitions and instructions, if any are included, to the extent that they unilaterally purport to alter the rules of discovery, or purport to modify or supplement the specific Requests set forth thereafter, or are unduly burdensome.
- 3. With respect to confidential and/or highly sensitive information, if any, that may be responsive to one or more of the Requests and the production of which is not otherwise objectionable, the Advisors will make such information available to appropriate signatories pursuant to the terms of a Protective Order in this proceeding.

4. With respect to documents or information that may be protected by the attorney-client privilege and/or the attorney work product doctrine, if any, that may be responsive to one or more of the Requests, the Advisors object to providing such material and reserve their right to make such objections as they deem necessary to protect such documents or information from disclosure.

5. The provision of a response by the Advisors to a Request should not be construed as a waiver of any claim that the Advisors may have regarding the admissibility of the response in this proceeding or other proceedings, or a waiver of any substantive rights that the Advisors may have.

II.

#### **SPECIFIC OBJECTIONS**

In addition to the foregoing General Objections, the Advisors have at this time identified the following specific objections:

ENO 2-29:

Referencing page 58, lines 5-7 of Mr. Watson's testimony, please provide all Documents in the Advisors' possession showing how the \$2.4 million recovery was determined.

## **OBJECTION TO ENO 2-29:**

The Council's Advisors object to this Request to the extent that it calls for the production of information that is subject to the attorney-client privilege and/or the work product doctrine. The Advisors further object to this Request to the extent that it calls for the production of information that was developed in anticipation of litigation and/or in anticipation of confidential settlement discussions in a separate Council utility docket.

ENO 2-30: Referencing page 58, lines 5-7 of Mr. Watson's testimony, please provide all Documents in the Advisors' possession showing how the Company computed its proposed recovery of the Stranded Plant.

## **OBJECTION TO ENO 2-30:**

The Council's Advisors object to this Request to the extent that it calls for the production of information that is subject to the attorney-client privilege and/or the work product doctrine. The Advisors further object to this Request to the extent that it calls for the production of information that was developed in anticipation of litigation and/or in anticipation of confidential settlement discussions in a separate Council utility docket.

Respectfully submitted,

DENTONS US LLP,

(Jerry A. Beatmann, Jr. (Bar No. 26189)

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Attorneys for the Council of the City of New Orleans

# **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Objections to Entergy New Orleans, LLC's Second Set of Request for Information has been served upon "The Official Service List" via electronic mail and/or U.S. Mail, postage properly affixed, this 13<sup>th</sup> day of February 2019.

Jerry A. Beatmann, Jr.