

September 14, 2020

BY ELECTRONIC 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: *Establishing a Docket to Streamline Entergy New Orleans Reporting Requirements to the New Orleans City Council and Accompanying Procedural Schedule, Docket No. UD-20-01*

Dear Ms. Johnson:

Enclosed please find the *Advisors' Comments* in the above referenced docket, which is being submitted for filing into the record along with this letter. As a result of the remote operations of the Council's office related to COVID-19, the Advisors submit this filing electronically and will submit the requisite original and number of hard copies once the Council resumes normal operations, or as you direct. Please file this submission in accordance with Council regulations as modified for the present circumstances.

Sincerely,



Jay Beatmann
Counsel

JAB/dpm
Attachment

cc: Official Service List for UD-20-01

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

Establishing a Docket to Streamline Entergy)	
New Orleans Reporting Requirements to the)	Docket No. UD-20-01
New Orleans City Council)	

ADVISORS' COMMENTS

Pursuant to Resolution No. R-20-223 (“Resolution”), Ordering Paragraph 4.b, the Utility Advisors to the Council of the City of New Orleans (“Advisors”) submit to the Council for its review and consideration our recommended disposition of the various Entergy New Orleans, LLC (“ENO”) reporting requirements identified in the Resolution. The Advisors note that no part of the Resolution seeks to address ENO’s obligations as a regulated utility apart from its reports filed before the Council. As such, no part of our recommendations herein is intended to affect ENO’s obligations apart from the reports it may file before the Council. Further, the Advisors note that the City Code sets forth various requirements that regulated utilities make certain filings, and/or provide notice to the Council of certain events, and nothing in the Advisors’ comments should be interpreted as a suggestion that the utility be released from any obligation imposed by the City Code.

The Advisors also note that Resolution No. R-20-223 provides that: “the purpose of this docket is not to create additional reporting, but to reduce ENO’s current reporting requirements.” Per this instruction, the Advisors have strictly limited their comments to evaluating the continued necessity of the specific reporting requirements identified in the Resolution No. R-20-223. Further in light of the Council’s instruction, the Advisors are not commenting in this pleading as to whether or not any new reporting requirements should be added, and nothing in this document should be interpreted as argument by the Advisors that additional reporting would not be useful to the

Council. In addition, because the Council’s request for comment was strictly limited to whether the reports remain relevant and whether they can be streamlined, nothing in this document should be interpreted as an evaluation by the Advisors as to whether or not any specific report submitted by the utility complies with any particular reporting requirement of the Council. The Advisors’ intent in providing these comments is to assist the Council and its Council Utilities Regulatory Office (“CURO”) in identifying opportunities to streamline utility reporting to the Council in a manner that improves the efficiency of Council oversight of the utility while still providing the Council with the insight into the utility’s operations necessary for the Council to fulfill its duty to regulate, control, and supervise ENO.

Background

The Council, as part of its duty to regulate, control, and supervise ENO, has the right and authority to require data and reports from ENO.¹ The Council has directed ENO to provide certain ongoing periodic reports, which are identified in Exhibit A to the Resolution. The instant proceeding is an opportunity for the Council to solicit input and streamline these reporting requirements. The Resolution states the Council’s wish to “streamline ENO’s reporting obligations in order to mitigate regulatory costs and increase efficiency.”² As such, the Advisors herein make recommendations to consolidate individual reports into single coherent reports on related subjects,

¹ New Orleans Home Rule Charter, Section 3-128(8) provides: The Council shall supervise, regulate, and control any street railroad, electric, gas, heat, power, waterworks, or other public utility, including but not limited to New Orleans Public Service, Inc. and Louisiana Power and Light Company, and their respective successors and assigns. The Council shall have the right and authority to obtain from the street railroad, electric, gas, heat, power, waterworks, or other public utility, supervised, regulated and controlled by it all information, papers, books, records, documents, and such other materials as shall be necessary and proper for the exercise of said powers, regulatory or otherwise and all costs, fees, and expenses in connection therewith shall be borne by the public utility required to furnish or produce same.

² Resolution No. R-20-223 at 2.

eliminate those reports whose requirements no longer serve the Council's obligation to supervise and regulate ENO and reduce the frequency of reports whose information is useful to the Council, but where ENO's expected operations have stabilized. In some cases, the Advisors recommend that specific reporting requirements of the Council remain in place because the information prescribed in the reports is necessary for the Council and the periodicity of the reporting remains appropriate. Included as Attachment 1 to this report is a table summarizing the Advisors' recommended disposition of each of the reports identified in the Resolution.

Report Harmonization

The Entergy Operating Companies ("EOCs")³ subject to retail regulation doubtless have reporting requirements to their respective retail regulators. Also, doubtlessly, Entergy generates internal reports for its management. However, the Council is not privy to the full scope of these already-generated reports. To the extent an already-generated report would satisfy the requirements of a report prescribed by the Council, ENO should identify such report and provide a sample, so that the Council may consider allowing such to satisfy its reporting requirements.

Further, the Advisors observe that since the time the City Code provisions regarding utility regulation was implemented and since several of the reporting requirements were implemented, the use of electronic filing mechanisms and electronic service mechanisms has become increasingly prevalent among utility regulators. The Advisors suggest that the Council consider whether permitting greater use of electronic filing and service of reports might also serve to streamline reporting requirements.

³ The EOCs include Entergy Arkansas, LLC, Entergy Louisiana, LLC, Entergy Mississippi, LLC, Entergy New Orleans, LLC, Entergy Texas, Inc., and their various predecessors.

Gas Reporting

ENO provides retail gas utility service to approximately 108,000 customers. Attachment A to the Resolution identifies five gas-related reports that ENO is required to file before the Council or which ENO customarily files before the Council:

1. ENO's Biannual filing of Gas Design peak demand (Resolution No. R-00-650).
2. ENO's Quarterly Reports of Natural Gas Storage Program (Resolution No. R-91-102).
3. Annual Gas Storage Program Analysis Report (Resolution No. R-05-518).
4. Annual Gas Marketing Justification (Hedging Request) Report.
5. Annual Gas Distribution System Report (Resolution Nos. R-05-518 and R-06-401).

Our review indicates that the Council requires the information prescribed for each of these reports in order to ensure that the costs reflected in gas rates are just and reasonable and therefore, these reports should be continued. Regarding item 1 above, ENO's Biannual filing of Gas Design peak demand, the current biannual requirement for filing this report is appropriate and does not require a revision. Regarding items 2 through 5 above, as ENO's gas storage and hedging programs are related to annual gas pricing cycles and annual winter heating demand, and as the Council has customarily taken action related to these matters annually, the Council's requirements can be served through a single annual gas report for reports 2 through 5 above. ENO should identify the earliest annual filing date for this annual gas report upon which the required data reasonably can be gathered and presented. The annual gas report should include any winter heating season hedging program ENO may recommend to the Council.

MISO Reporting

ENO entered the MISO markets in 2013 and has purchased and sold capacity and energy in the MISO markets since then. The costs to ENO of MISO participation as well as the costs of the capacity and energy purchased in MISO markets and the revenues earned from capacity and energy sold into the MISO market are reflected in rates. Attachment A to the Resolution identifies two MISO-related reports that ENO is required to file before the Council:

1. ENO MISO Cost Recovery Rider (True-up, Resolution No. R-19-457).
2. Post-MISO Integration Report (annual, Resolution No. R-15-139).

Each of the above reports provides the Council with information necessary to the Council's ongoing supervision of ENO. The ENO MISO Cost Recovery Rider true-up filing is a rate action that requires annual Council review. As such, this filing requirement should remain as part of *Rider Schedule MISO*. The Post-MISO Integration Report provides comprehensive, detailed information on ENO's operations in MISO for the previous calendar year, as well as costs and benefits to ENO and ENO's customers that is not otherwise provided to the Council. This reporting allows the Council to compare current participation in MISO with previous years and evaluate whether or not continued participation in MISO is beneficial to ratepayers. The Advisors believe that the current annual requirement for filing this report is appropriate and should remain in place.

Reliability Reporting

The Council requires information related to ENO's reliability performance as part of its supervision duties. The Council has found that "the reliability performance of ENO's distribution feeders does not indicate acceptable levels of reliability generally consistent with urban SAIFI and

SAIDI standards as evidenced from a review of other regulatory jurisdictions.”⁴ In addition, ENO has reported additional investment in distribution reliability, and ENO requested and received additional O&M recovery related to such,⁵ which is reflected in rates. Attachment A to the Resolution identifies two reliability-related reports that ENO is required to file before the Council:

1. Annual SAIFI and SAIDI Reports (Resolution No. R-15-31).
2. Bi-Monthly Report on Customer Outages (Resolution No. R-17-427).

The Advisors note that, with respect to distribution system reliability, ENO is currently also required to file bimonthly progress reports on its Revised Reliability Plan.

The Advisors believe that the continuation of these filing requirements are necessary for the Council’s timely understanding of distribution system reliability issues and for assessing ENO’s progress in improving distribution reliability, as well as ensuring that the distribution system costs incorporated in rates remain just and reasonable and produce the reliability expected by ENO customers. In the interest of streamlining and efficiency, we believe the Bi-Monthly Report on Customer Outages could be revised to quarterly reporting, if the Council so desires. Further, because it is appropriate to include the calendar year information normally contained in the Annual SAIFI and SAIDI Reports in the Report on Customer Outages, the Advisors recommend that the Annual SAIFI and SAIDI Reports be consolidated into the Report on Customer Outages rather than reported separately.

⁴ See Resolution No. R-17-427 at 5.

⁵ See, Council Docket No. UD-18-07, ENO’s response to DR CNO 2-16 (HSPM).

Storm Reserve Reporting

The Council has provided ENO with substantial resources to ensure ENO has adequate liquidity in the event of system damage due to a major storm. Specifically, the Council has provided ENO two storm reserve escrow accounts. Attachment A to the Resolution identifies four storm reserve-related reports that ENO is required to file before the Council:

1. Securitized Storm Reserve Report (Resolution No. R-15-195).
2. Storm Reserve Fund Escrow Report (Resolution No. R-06-459).
3. Semi-Annual SSCR Rider Filing (Resolution No. R-15-193).
4. Annual SSCO Rider Filing (Resolution No. R-15-193).

Regarding the Securitized Storm Reserve Report and Storm Reserve Fund Escrow Report, these two reports are substantially similar and relate to ENO's management of each of the two storm reserve escrow accounts the Council has authorized for ENO: a storm reserve escrow that was funded through a rider (authorized in Resolution No. R-06-459) and a storm reserve escrow that was funded through securitization bonds' issuance proceeds (authorized in Resolution No. R-15-195). Each report provides the Council information related to ENO's withdrawals from the storm reserve, weather events that caused ENO to expend funds related to storm restoration activities, and the financial condition of the escrow accounts. As such, the data provided in these reports are necessary to the Council's supervision duties and should continue to be reported to the Council. The Advisors believe, however, that these two storm reserve informational filings could be consolidated into a single filing, because their purpose and content are consistent. While the Advisors recognize that the purpose of this docket is to streamline ENO's reporting obligations in order to mitigate costs and increase efficiency, the Advisors note that there is additional information that could be included in these reports that would render the filings more useful and

the Council may want to address revising the reports to include supplemental information in a separate Council action.

With respect to the Semi-Annual SSCR Rider Filing and Annual SSCO Rider Filing, each of these filings results in a rate action and requires Council review of the data to ensure that ENO has accurately calculated the rate for each Rider. The Advisors recommend that the Council require ENO to continue making each of these filings. Also, the Advisors note that Rider SSCR will become inactive once ENO's securitization bond series is fully serviced and at that time the Council may want to retire Rider SSCO as well which would eliminate the need to make either filing.

Union Power Block 1 Reporting

Attachment A to the Resolution identifies two reports related to prior rider recovery of costs related to Union Power Block 1.

1. ENO's Mid-Year Report on Actual Revenue Requirement associated with the Union Power Station Power Block 1 (Resolution No. R-15-542).
2. Annual Union Power Station Power Block 1 Revenue Requirement True-up (Resolution No. R-15-542).

The reports were put into place because, prior to ENO's recent rate case, Union Power Block 1 costs were recovered through a rider, which required periodic review and verification that the Rider's rates had been accurately calculated. Subsequently, however, in Resolution No. R-19-457, the Council approved ENO's recovery of Union Power Block 1 related non-fuel fixed costs through ENO's base rates. Because these costs are now recovered through base rates rather than through a rider, the Council will not have a need to review data related to Union Power Block 1's

revenue requirement in the ordinary course of events until the next rate action (such as the annual FRP evaluation), and therefore the mid-year and annual rider-related reporting requirements may be eliminated. Should the Council find that it does have a need to review such data prior to the next rate action, it has the ongoing right and authority to request it at any time.

Resolution R-19-78 NOPS Sanctions Reporting

Council Resolution No. R-19-78, Resolution and Order Imposing Sanctions; Directing Cost Protections and Other Modifications to New Orleans Power Station, was adopted on February 21, 2019, requires various periodic reporting related in majority to NOPS but also includes reporting on ENO's Collaboration with the Sewerage and Water Board of New Orleans ("SWBNO") and reporting on Internal Audit Services being performed for ENO with regard to the identification of risks and controls for the design of Grid Modernization processes and systems. Attachment A to the Resolution identifies thirteen reports related to Resolution R-19-78:

1. NOPS Bi-Monthly Reports (Resolution No. R-19-78).
2. NOPS Quarterly Reports (Resolution No. R-19-78).⁶
3. NOPS Post-Implementation Report on Internal Controls and Cyber Security (Resolution No. R-19-78).
4. Estimated O&M Expenditures for NOPS (Resolution No. R-19-78).
5. Quarterly NOPS O&M Expenditures (Resolution No. R-19-78).
6. NOPS LDEQ Report - Semi-Annual Monitoring Report (Resolution No. R-19-78).
7. NOPS LDEQ Report - Title V Certification Report (Resolution No. R-19-78).
8. NOPS LDEQ Report - RICE Engine Annual Report (Resolution No. R-19-78).

⁶ The Advisors believe this reporting requirement was a result of monitoring plan adopted in ordering paragraph 5 of Resolution R-18-65.

9. NOPS LDEQ Report - Emergency Diesel Generator Operating Report (Resolution No. R-19-78).
10. NOPS LDEQ Report - Emissions Inventory (Resolution No. R-19-78).
11. NOPS Usage Reports (Resolution No. R-19-78).
12. NOPS LDEQ Report - Reports of Unauthorized Discharges of Pollutants (Resolution No. R-19-78).
13. Monthly Progress Report on ENO's Collaboration with the Sewerage and Water Board of New Orleans to Improve Reliability of Electric Service and Expedite a Long-Term Solution (Resolution No. R-19-78).

With respect to the NOPS Bi-Monthly Reports and NOPS Quarterly Reports these reporting requirements were designed to monitor construction costs and construction progress. NOPS achieved commercial operation on May 31, 2020. The Advisors understand that ENO is still working on construction completion punch list items that were not required for achieving commercial operation. These construction-related reporting requirements will expire when all punch list items are complete and there are no further construction related activities on which to report. The Advisors believe that no Council action to revise this reporting is necessary.

Regarding the NOPS Post-Implementation Report on Internal Controls and Cyber Security, ENO submitted a Summary of Internal Audit Services Consulting and Audit Projects for the Grid Modernization Project Implementations per Resolution No. R-19-78 on April 30, 2019. While this was part of Resolution No. R-19-78, this reporting requirement was not specifically with respect to the NOPS project. Rather, the reporting requirement was related to the consulting services that Internal Audit Services is performing for ENO with regard to the identification of risks and controls for the design of Grid Modernization processes and systems, including Advanced Metering Infrastructure, Enterprise Asset Management, Outage Management

System/Distribution Management System, Customer Digital and Distribution Automation, including business, information technology, and cyber security risks and controls. Beyond the April 30, 2019 report, Resolution No. R-19-78 requires ENO to provide to post implementation audit reports on the internal controls. The Advisors do not see any change in circumstances since February 2019 that would cause the Council to revise this reporting requirement.

With respect to Estimated O&M Expenditures for NOPS and Quarterly NOPS O&M Expenditures reports, these reporting requirements include an annual report regarding the NOPS anticipated O&M expenditures for the next 12-month period and quarterly reports detailing the NOPS actual operations and maintenance expenditures for each quarter. The Advisors believe these reporting requirements were implemented by the Council to assure detailed oversight of the NOPS operation and maintenance expenses. The Advisors do not see any change in circumstances since February 2019 that would cause the Council to revise this reporting requirement.

The above report items six through twelve relate to NOPS' operations and environmental impacts. Specifically, Resolution R-19-78 requires ENO to:

Submit to the Council, and post on the ENO website, all emissions data and other reports submitted to the LDEQ for the life of NOPS operations, including, but not limited to, the following: 1) Semi-Annual Monitoring Report; 2) Title V Certification Report; 3) RICE Engine Annual Report; 4) Emergency Diesel Generator Operating Report; 5) Emissions Inventory; 6) Reports of Unauthorized Discharges of Pollutants.

These reporting requirements reference reports that ENO will be required to submit to the Louisiana Department of Environmental Quality ("LDEQ") on a periodic basis throughout each year of NOPS operation. The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements and ENO simply needs to provide a copy to the Council and post a copy on their

website. Further, Section 158-181 of the City Code requires ENO to serve either a copy of or written notice of any document or application filed with any other body that regulates in whole or in part the utility,⁷ which would include any filings made at the LDEQ. Therefore, the requirement to provide a copy of the filings and post such filings on their website is a minimal additional burden to the requirement set forth in the City Code. Accordingly, the Advisors believe that no revisions to the reporting requirements are required for these reports.

Resolution No. R-19-78 requires a monthly filing regarding the progress of ENO's collaboration with the SWBNO regarding the development of a mutually agreeable, long-term solution to supply the SWBNO facilities with a reliable power source for all the SWBNO operations. At the time this reporting requirement was implemented, ENO and SWBNO were conducting negotiations

⁷ Section 158-181. - "Notice of service of filings in other forums" provides that: Whenever the owner or operator of a public utility regulated by the council files or causes a document or application to be filed with a state public service commission, the Louisiana Public Service Commission, the Federal Energy Regulatory Commission, the Securities and Exchange Commission of the United States, the Nuclear Regulatory Commission of the United States or any other body which regulates in whole or part the utility or utility-related activities and operations of electric, light, gas, heat or power utilities or which regulates in whole or part companies which own or operate such utilities or participates in the preparation of a document or application subsequently filed by or on behalf of another person or entity before any such body, the owner or operator or such public utility shall, at the time of filing such document or application or within one working day thereafter, serve either a copy of such document or application or written notice of the filing of such document or application. Such notice may constitute the cover letter or letter of transmittal of such document or application, and the executive summary of such document or application if it contains an executive summary, upon the president of the council (or a staff member designated by the president), the council utilities regulatory office, the director of the department of finance the city attorney and any other person designated by the council in writing as a person to receive such notice. If any person so served requests in writing a copy of such document or application, the owner or operator shall provide a copy to the requesting person within two working days of receipt of the request. If any of the persons designated for receipt of notice under this section makes a written request to receive on an ongoing basis copies of such documents or applications of a particular class or description as they are filed, the said owner or operator shall serve a copy of any such filed document or application upon the person who made the continuing request without the necessity of that person making a specific request each time. The expense of compliance with this section shall be presumed to be a legitimate operating expense of the public utility for rate-making purposes.

largely without participation by others, and such reporting was necessary for the Council to understand the status of the negotiations. Since that time, however, a working group has been formed to facilitate the collaboration that includes members of Council staff, CURO and the Advisors, which now allows the Council significantly more and superior insight into the progress of the collaboration than the monthly reports provide. The Advisors believe that because the monthly reports now provide information that the Council already possesses, they are somewhat redundant and the Council could consider suspending the Monthly Progress Report on ENO's Collaboration with the Sewerage and Water Board of New Orleans to Improve Reliability of Electric Service and Expedite a Long-Term Solution.

AMI Reporting

AMI deployment is a strategic Council policy that is expected to increase ENO's operational efficiency and distribution reliability (through a new Outage Management System), and facilitate potential beneficial regulatory policies. ENO has stated that safety precautions related to the COVID-19 pandemic have delayed AMI deployment, in particular gas AMI meter deployment. Currently, ENO expects to achieve full deployment of its advanced electric meters by the end of 2020; however, ENO expects that its final deployment of its advanced gas meters will not be achieved until September 2021. Attachment A to the Resolution identifies two reports related to AMI:

1. Quarterly AMI Progress reports to the Advisors to the City Council (Resolution No. R-18-99).
2. AMI Deployment Progress Reports (semi-annual, Resolution No. R-18-37).

The Quarterly AMI Progress reports to the Advisors to the City Council require a quarterly on-site review of ENO's AMI implementation in coordination with the Advisors until a further order of the Council. While the Advisors and ENO have conducted these reviews, and the reviews have been beneficial, given the advanced status of the AMI implementation and the positive results of our prior on-site reviews, the Advisors are satisfied that ENO has now sufficiently established its installation and implementation procedures and that direct quarterly on-site review of ENO's AMI implementation by the Advisors is no longer necessary. Accordingly, the Council may eliminate this reporting requirement if it so desires without negatively impacting the quality or progress of the AMI implementation.

With respect to the AMI Deployment Progress Reports, the Resolution requires ENO to file semi-annual reports on the progress of the AMI deployment. The first report was due August 15, 2018, and the reporting requirement concludes with a final report six months after the AMI deployment is complete. Given the advanced status of the AMI implementation, the Advisors believe that the Council could eliminate the remaining semi-annual reports but still require a final report six months after the AMI deployment is complete. The Advisors note that even if it chooses to eliminate this semi-annual reporting requirement, the Council retains the ability to require ENO to provide an update on the status of AMI deployment at any time it sees fit to do so.

Energy Smart Reporting

The Council has authorized Energy Smart programs to incentivize energy efficiency for the public benefit. As Energy Smart represents a significant annual investment that requires active management and oversight, the Council requires detailed periodic reporting data. Attachment A to the Resolution identifies three reports related to Energy Smart:

1. ENO's Lost Contribution to Fixed Costs (LCFC) and Utility Performance Incentive to Program Year of Energy Smart (Resolution Nos. R-15-140 and R-15-599).
2. Energy Smart Quarterly Reports (Resolution Nos. R-15-140 and R-15-599).
3. Energy Smart updated rate impact analysis (with annual level of funding) (Resolution Nos. R-15-140).

The Advisors' review of ten program years of Energy Smart bimonthly and quarterly reports confirmed that the Quarterly Reports of the first quarters' status typically indicated only early stages of program year implementation, while the Quarterly Reports of the third quarter status were sufficiently advanced in program year implementation such that there was insufficient time remaining in the program year for significant corrections to program implementation to achieve targeted program year savings. With those considerations, and if the Council so desires, a mid-year report with complete detail of individual program savings, customer incentive payments, and costs, as well as projections toward achievement of the program year targets, would be most useful in lieu of the first and third Quarterly Reports. The Advisors also recommend that, in addition to the mid-year Energy Smart Report, if at any point during the program year ENO and its Energy Smart implementation team identifies that the implementation of any individual program(s) may have difficulty achieving the targeted savings, that ENO notify CURO and the Council of such at that time. The program year activities, responsibilities and reports of the Energy Smart Third Party Evaluator have also provided additional confidence to the Advisors in recommending a change to the mid-year Energy Smart Report. The Advisors note that, with respect to Energy Smart reporting, ENO is currently also required to file an annual (program year) report which includes the annual kWh and kW savings, costs, and evaluation, measurement and verification ("EM&V") for each energy efficiency and demand response program relative to the Council-approved

program year targets. As Energy Smart is a changing and growing program, the Advisors recommend that these reporting requirements continue with the periodicity of the quarterly reports reduced to a semi-annual Energy Smart Report while still providing the Council the information it requires to oversee the Energy Smart Program.

Net Energy Metering Reporting

The Council has been a leader in creating policies advancing clean energy, including the creation of Net Energy Metering (“NEM”) Rules, Community Solar Rules, the Energy Smart program and the Council’s current docket considering the adoption of a Renewable and Clean Portfolio Standard. Attachment A to the Resolution identifies one report related to NEM that ENO is required to file before the Council:

1. Annual Net Energy Metering Report (Resolution No. R-07-132).

The Advisors note that the information provided in these reports by ENO has evolved over time. Tracking the amount of NEM in New Orleans is important to the Council’s goals of encouraging the transformation of ENO’s resource portfolio into a clean resource portfolio, and in understanding and assessing the impact that such resources may have on the distribution grid. Considering the Council’s recent adoption of Community Solar Rules and associated reporting, the revised IRP Rules that require detailed support for renewables and distributed energy resources, and the ongoing effort of the Council to develop a Renewable and Clean Portfolio Standard, the Advisors recommend that the NEM reporting requirement remain in place. Further, ENO should be required to return to the original reporting format of reporting the capacity and inverter rating of each NEM installation. In order to streamline the Council’s review of customer-owned and utility-owned renewable and clean resources, the Council may wish to consider

requiring ENO to submit the information required for the Annual Net Energy Metering Report, the Community Solar annual compliance filing, and any annual compliance filing related to distributed energy resources in the future either simultaneously or as a consolidated distributed energy resources report.

Community Solar Reporting

The Council's Community Solar Rules are an important component of the Council's strategy to promote renewable energy for New Orleans. As the marketplace for Community Solar in New Orleans is relatively new and evolving, the Council requires timely information for its supervision duties. Attachment A to the Resolution identifies one report related to Community Solar:

1. Community Solar Implementation Plan's annual compliance filing to the Council (Resolution Nos. R-18-223 and R-19-111).

Reporting with respect to Community Solar is identified in Paragraph 7(F) of the Community Solar Rules for the Council of the City of New Orleans which were approved by Council Resolution R-19-111 on March 28, 2019. The Advisors do not recommend any reporting changes to the Council's Community Solar Rules as a result of this streamlining docket, other than the recommendation above that it be either filed simultaneously with or consolidated with the Annual Net Energy Metering Report and any annual compliance filing related to distributed energy resources and required by the Council in the future.

Whole Building Data Reporting

The Council has stated an interest in allowing building owners access to aggregated energy use data (Docket No. UD-18-04). Attachment A to the Resolution identifies one report related to whole building data:

1. Release of Whole-Building Aggregated Data (Resolution Nos. R-18-539 and R-19-206).

Specifically, R-18-539 permits the release of aggregated whole-building data to building owners under certain, specified conditions, and requires ENO to provide such data to building owners or their designated representatives upon request pursuant to a Council-approved process once AMI has been fully deployed within the ENO system. We note that this is not a requirement that ENO report data to the Council, but rather a release of consolidated energy use data regarding a multi-tenant building to the owner of the building, so that the building owner can make educated decisions regarding energy efficiency improvements to the building. We recommend that the release of this data continue to be made available pursuant to the provisions of Resolution Nos. R-18-539 and R-19-206.

NOSS Reporting

The Council authorized ENO to own and operate the New Orleans Solar Station (“NOSS”) to provide service to New Orleans customers and to incorporate the costs of NOSS into rates. NOSS is expected to be substantially complete and achieve commercial operation in the fourth quarter of 2020. Attachment A to the Resolution identifies one report related to NOSS:

1. ENO’s New Orleans Solar Station (NOSS) Project Quarterly Reports (Resolution Nos. R-18-353 and R-19-293).

The New Orleans Solar Station (NOSS) Project Quarterly Reports reporting requirements were designed to monitor construction costs and construction progress of NOSS. These reporting requirements continue until such time as NOSS achieves commercial operation. The most recent quarterly report was filed in August 2020 for the period ending June 30, 2020. The reports provide valuable information to the Council that provides it with the ability to ensure that there are no

surprise cost overruns or construction delays and the Advisors see no reason to revise the reporting requirements at this time. Further, given the expectation of substantial completion in in the fourth quarter of 2020, there are likely only two additional reports that will be required as a result of these reporting requirements.

FAC Reporting

Various factors, such as occasional extreme variability in natural gas prices and forced outages at Entergy's Grand Gulf Nuclear Station, have resulted in past unanticipated increases in ENO's Fuel Adjustment Clause ("FAC") rates from month to month. The Council has on occasion exercised its authority to cap such increases to mitigate the impact on ENO customers. Attachment A to the Resolution identifies one report related to the FAC:

1. Fuel Adjustment Clause (Paragraph B) (Resolution No. R-19-457).

Fuel Adjustment Clause (Paragraph B) requires ENO to notify the Council, within ten (10) days prior to the first billing cycle, if any of the Fuel Adjustment Clause Rates are expected to be more than 1 cent per kWh higher than the rate charged in the previous month. This provides the Council with advance notice of a significant increase, such that the Council can consider any appropriate actions to mitigate the impact on ENO's customers. The Advisors believe this notification provides protection to ENO's customers, and do not recommend revising this reporting requirement at this time.

Public Records Reporting

The Resolution notes that, per a 1992 settlement agreement, as amended, ENO is required to file with the Council its SEC reports Forms 10-K and 10-Q. At the time that this requirement was implemented in the early 1990s, internet resources that make accessing such public documents convenient and timely were not available. Currently these filings are easily accessible over the internet for the Council and interested parties to download and review. Therefore, this reporting requirement may now cease with no effect on the Council's oversight of ENO. Rather, ENO serving notice upon the Council of the filing of the SEC reports in compliance with Section 158-181 of the City Code so that the Council is alerted when new reports are available for download and review should be sufficient on a going forward basis.

Rough Production Cost Equalization Reporting

The Entergy System Agreement ("ESA") was an agreement among the EOCs under which the EOCs jointly planned and operated their electric generation and bulk transmission facilities as a single, integrated electric system. On June 1, 2005, the Federal Energy Regulatory Commission ("FERC") issued Opinion No. 480 in FERC Docket No. EL01 -88 which, among other things, found that the Entergy System was no longer in rough production cost equalization and established a bandwidth remedy of + or - 11% deviation from the System average production costs for application to each EOC. This required an annual review of the relative production costs of the EOCs and required rough production cost equalization payments among the EOCs to roughly equalize the production costs of the EOCs. The ESA terminated in 2015, and many of its resource sharing functions are now served by ENO's participation in MISO. Attachment A to the Resolution identifies two reports related to rough production cost equalization:

1. Rough Production Cost Equalization Adjustment (RPCEA) Quarterly Accounting Report (Resolution No. R-13-162).
2. Order on Compliance regarding final calculation of refunds to ENO.

There are still ongoing FERC dockets that may result in additional rough production cost equalization payments among the EOCs. However, no new annual calculations of rough production cost equalization are anticipated. As such, the quarterly accounting reporting requirement is now moot and may be terminated. However, because the final resolution of any of the ongoing FERC rough production cost equalization related dockets may create refunds or surcharges to ENO and its customers, the reporting requirement regarding the final calculation of any rough production cost equalization payments or receipts should remain in place.

Merchant Asset Reporting

Entergy Corporation owns certain unregulated (*i.e.*, merchant) production, most substantially merchant nuclear stations that Entergy is deactivating and/or selling. These are generators that Entergy Corporation does not use to directly serve the retail customers of any of its EOCs, such as ENO, but rather uses to sell power into the markets. Entergy has stated its intent to exit the merchant nuclear business.⁸ Attachment A to the Resolution identifies two reports related to unregulated assets:

1. Quarterly Report of Entergy Corporation's proportionate share of its Regulated Utilities' assets, operating and maintenance expenses (per Rule 53 Settlement Agreement) (Resolution No. R-98-187).

⁸ See, Entergy Corporation's 2019 Form 10-K report to the SEC, p. 2 *et seq.* "Management's Financial Discussion and Analysis", "Entergy Wholesale Commodities Exit from the Merchant Power".

2. Annual 1992 Affiliate Settlement Agreement Report Pursuant to the 1998 revision & R-98-187 (R-98-187).

The purpose of these reports is to ensure that ENO and its customers are not harmed by Entergy's merchant business and that they do not bear any unjust or unreasonable costs related to these assets. Because Entergy Corporation is removing these assets from its portfolio and shifting instead toward a portfolio of primarily regulated utility assets, these reporting requirements are no longer required to protect ENO customers and may be terminated.

Alternate Billing Review Reporting

ENO is required to review its customer data and identify customers that may benefit from receiving service under a different service schedule. This is to ensure that ENO's customers receive service under the most advantageous rate for which they qualify. Attachment A to the Resolution identifies one report related to ENO's review of alternate service schedules:

1. Annual Review of General Service Customers' Billing Alternate Rate Schedules (Resolution No. R-93-186).

An ongoing program to ensure customers are not paying more than the just price for utility services serves the public interest. Further, ENO's service schedules were recently updated as part of Docket No. UD-18-07, in particular Algiers service schedules were harmonized with those offered on the east bank of the Mississippi River. The Council requires information related to alternate service schedules to ensure that ratepayers receive service through the service schedule best suited to their needs, especially as many customers in Algiers have recently begun receiving service under a new service schedule. As such, we recommend this reporting requirement continue.

Affiliate Transaction Reporting

ENO purchases many services from Entergy affiliates (*e.g.*, Entergy Services, LLC and Entergy Louisiana, LLC). The costs of these services are recoverable in ENO's rates and are included in ENO's cost of service studies that it files before the Council. Attachment A to the Resolution identifies one report related to affiliate transactions:

1. Annual Statement regarding the nature of inter-company transactions.

The proper allocation of Entergy affiliate costs to ENO is essential to the Council's oversight and ratemaking duties. As such, we recommend that the annual affiliate transaction reporting requirement continue.

Financing Plan Reporting

ENO is required by its franchise to seek Council authorization to issue securities such as long-term debt (*i.e.*, bonds). Also, due to ENO's corporate structure, ENO must seek similar approval from FERC. Attachment A to the Resolution notes this requirement. This filing requirement is required to continue per ENO's franchise and FERC rules. We note that in ENO's current financing authorization before the Council (Resolution No. R-20-226) and under Section 158-181 of the City Code, ENO is required to notify the Council whenever it seeks financing authority before FERC. As such FERC filings may contain information useful to the Council's oversight of ENO, we recommend that this reporting requirement also continue as well.

PURPA Reporting

The Public Utility Regulatory Policy Act of 1978 (“PURPA”) provides for a utility’s purchase of energy from certain power sources at ENO’s avoided cost. Attachment A to the Resolution identifies one report related to PURPA and avoided cost:

1. Bi-Annual Reporting of Data in Accordance with Section 210 of the Public Utility Regulatory Policy Act of 1978.

Avoided costs and their calculation remain relevant to ENO and the Council’s oversight because they have a direct impact on the cost that ENO incurs for energy from certain power sources, which costs are recovered from ENO customers through rates supervised by the Council. As such, we recommend this reporting requirement continue.

Conclusion

The Advisors appreciate the efforts of the Council and CURO to improve the efficiency of ENO’s reporting requirements through this docket. The Advisors hope that their comments are useful to the Council and look forward to reviewing the comments of other parties regarding these reporting requirements.

RESPECTFULLY SUBMITTED:



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading has been served upon the following parties of record by electronic mail on this 14th day of September, 2020.



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Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
ENO's Biannual filing of Gas Design peak demand.	UD-97-2B	R-00-650 accepting settlement offers of ENO & S&WB in Dockets UD-97-2B and UD-98-2	The Company will submit to the Council for review, not later than March 1, 2002, based upon then currently available data and every twenty-four (24) months thereafter, the Company's model(s) and the output of all model(s) used for this purpose, as well as all workpapers used in the determination of the design-day peak demand. The Council will, based upon the Practices, then review the Company's forecast and thereafter will notify the Company as to whether the Company's forecast is consistent with the Practices and therefore acceptable. If the Council does not issue such a notification within one-hundred eighty (180) days of the Company's submission of the model, output, and workpapers, then the Company's determination of the design-day peak demand shall be deemed appropriate.	No change to existing filing requirements.	The Advisors believe that the current biannual requirement for filing this report is appropriate and does not require a revision.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Post-MISO Integration Report	UD-11-01	R-15-139	Annual filing per the Summary of Proposed Post-MISO-Integration Reporting Guidelines, in Exhibit 4 to the Agreement in Principle attached to Council Resolution R-15-139.	No change to existing filing requirements.	The Post-MISO Integration Report provides comprehensive, detailed information on ENO's operations in MISO for the previous calendar year that is not otherwise provided to the Council.
Annual SAIFI and SAIDI Reports	UD-12-04	R-15-31	Vegetation-related SAIFI and SAIDI reports.	Consolidate filing requirements with periodic Reports on Customer Outages in Docket UD-17-04.	To the extent the calendar year information normally contained in the Annual SAIFI and SAIDI Reports is included in the Report on Customer Outages, the Annual SAIFI and SAIDI Reports could be consolidated with that Report.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Annual Net Energy Metering Report	UD-13-02	R-07-132 Establishing Rules for Net Energy Metering, and R-09-484 Revising the NEM Rules	The utility shall file a report annually with the Council Utility Regulatory Office listing all existing Net Energy Metering facilities and the generator rating, and where applicable, the inverter power rating of each Net Energy Metering facility as of the end of the previous calendar year.	Report could either be made simultaneously with or consolidated with the Community Solar report into a single distributed energy resources report that satisfies both reporting requirements.	In order to streamline the Council’s review of customer-owned and utility-owned renewable and clean resources, the Council may wish to consider requiring ENO to submit the information required for the Annual Net Energy Metering Report, the Community Solar annual compliance filing, and any annual compliance filing related to renewable distributed energy resources in the future either simultaneously or as a consolidated distributed energy resources report.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Semi-Annual SSCR Rider Filing	UD-14-01	R-15-193 (Financing Order)	Per the Financing Order adopted in Resolution R-15-193 on May 14, 2015 in regard to the Application of ENO for Certification of Costs Related to Hurricane Isaac and Related Relief and Application of ELL for Recovery in Rates of Costs Related to Hurricane Isaac and Related Relief in Algiers, ENO as the Servicer of the Storm Recovery Bonds is to apply for a mandatory periodic True-up of the Rate Adjustment to the Securitized Storm Cost Recovery Rider SSCR ("Rider SSCR"). Each semi-annual true-up shall be filed with the Council at least 15 days prior to the first billing cycle of the month in which the proposed Rate Adjustment will be in effect.	No change to existing filing requirements.	Rider SSCR's rate is variable and a direct cost to ratepayers. The Council requires this filing's information to perform its oversight duties.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Annual SSCO Rider Filing	UD-14-01	R-15-193 (Financing Order)	Per the Financing Order adopted in Resolution R-15-193 on May 14, 2015 in regard to the Application of ENO for Certification of Costs Related to Hurricane Isaac and Related Relief and Application of ELL for Recovery in Rates of Costs Related to Hurricane Isaac and Related Relief in Algiers, and concurrent with the filing for the first adjustment to Rider SSCR, ENO shall file a revised Attachment A containing a revised Rate Adjustment. The revised Rate Adjustment shall become effective for bills rendered on and after the first billing cycle for the month of May of the filing year and shall then remain in effect until changed pursuant to the provisions of this Rider.	No change to existing filing requirements.	Rider SSCO's rate is variable, and the related Resolution requires a recalculation that the Council should validate and oversee.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
ENO's Mid-Year Report on Actual Revenue Requirement associated with the Union Power Station Power Block 1	UD-15-01	R-15-542	Paragraph V(B)(I) of the Purchased Power Cost Recovery Rider (PPCR)	Terminate filing requirement as moot.	Union Power Block 1 non-fuel costs have been realigned to base rates and no longer pass through a Rider for recovery requiring periodic review by the Council. Such data should now instead be included in the next rate action (such as an FRP evaluation).
Annual Union Power Station Power Block 1 Revenue Requirement True-up	UD-15-01	R-15-542	The Purchased Power Cost Recovery Rider (PPCR) provides for an annual true-up filing to compare the prior year's estimated revenue requirement for Union Power Block 1 (the basis for billings) with the actual revenue requirement for that same period.	Terminate filing requirement as moot.	Union Power Block 1's non-fuel costs have been realigned to base rates and no longer pass through a Rider for recovery requiring periodic review by the Council. Such data should now instead be included in the next rate action (such as an FRP evaluation).
NOPS Bi-Monthly Reports	UD-16-02	R-19-78 Ordering Paragraph 4 (at p.13)	R-19-78, p. 13 (Resolution and Order Imposing Sanctions; Directing Cost Protections and other Modifications to New Orleans Power Station) directs ENO to provide bi-monthly reports to the Council during construction of NOPS, detailing the expenditures made to date and the currently anticipated schedule for future expenditures.	Filing requirement will terminate when all construction items are complete (likely in 2020). No action to revise this reporting is necessary.	These reporting requirements were designed to monitor construction costs and construction progress. NOPS achieved commercial operation on May 31, 2020. The Advisors understand that ENO is still working on construction completion punch list items that were not required for achieving commercial operation.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
NOPS Quarterly Reports	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	R-19-78, p. 14 (Resolution and Order Imposing Sanctions; Directing Cost Protections and other Modifications to New Orleans Power Station) directs ENO to file quarterly reports with the Council detailing the NOPS expenditures each quarter.	Filing requirement will terminate when all construction items are complete (likely in 2020). No action to revise this reporting is necessary.	These reporting requirements were designed to monitor construction costs and construction progress. NOPS achieved commercial operation on May 31, 2020. The Advisors understand that ENO is still working on construction completion punch list items that were not required for achieving commercial operation.
NOPS LDEQ Report - Semi-Annual Monitoring Report	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Due for submittal semi-annually by March 30th and September 30th and requires the reporting of any deviations that may have occurred from the Title V air permit for the semi-annual monitoring period and the corrective actions taken to prevent a re-occurrence	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.
NOPS LDEQ Report - Title V Certification Report	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Due annually by March 30th and requires reporting of any deviations from the Title V air permit for the previous calendar year and the corrective actions taken to prevent a re-occurrence	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
NOPS LDEQ Report - RICE Engine Annual Report	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Due annually by April 30th and requires reporting of the start-up/shut-down hours, heat input, operating hours and fuel consumption for the RICE engines (required per specific requirement 71 of the Title V permit)	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.
NOPS LDEQ Report - Emergency Diesel Generator Operating Report	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Due annually by March 31st per specific requirement 34 of the Title V permit. Requires the reporting of any hours of operation of the NOPS Emergency Diesel Generator at the Michoud site for the specific purposes specified in 40 CFR 60.4214(d)	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.
NOPS LDEQ Report - Emissions Inventory	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Due annually by April 30th per specific requirement 100 of the Title V permit and requires the reporting of the total NOPS Criteria Pollutant Emissions for the previous calendar year.	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
NOPS LDEQ Report - Reports of Unauthorized Discharges of Pollutants	UD-16-02	R-19-78 Ordering Paragraph 4 (at p. 14)	Requires reporting of any unauthorized discharges of pollutants to the atmosphere in accordance with state regulations. If there are any unauthorized discharges of pollutants above the reportable quantity, reporting is required to the Louisiana State Police, LDEQ, and the Orleans Parish Local Emergency Planning Committee	No change to existing filing requirements.	The Council's current requirements with regards to these reports require minimal effort by ENO, as the reports will have already been generated by ENO to meet LDEQ requirements.
NOPS Post-Implementation Report on Internal Controls and Cyber Security	UD-16-02	R-19-78	New Orleans Power Station (NOPS) Provide the Council Advisors with a copy of ENO-related post-implementation audit reports on the internal controls in these areas, with the exception of Cyber Security, which is to be handled separately in order to protect sensitive information	No change to existing filing requirements.	Resolution R-19-78 requires ENO to provide to post implementation audit reports on the internal controls. The Advisors do not see any change in circumstances since February 2019 that would cause the Council to revise this reporting requirement.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
NOPS Usage Reports	UD-16-02	R-19-78	New Orleans Power Station (NOPS) Real-time reports about the usage of the plant so that the Council can monitor the need as they move forward, given that this is a plant that will be turned on when necessary	No change to existing filing requirements.	
Estimated O&M Expenditures for NOPS	UD-16-02	R-19-78	File report regarding the anticipated NOPS O&M expenditures for the next 12-month period for the Council's review and approval.	No change to existing filing requirements.	The Advisors believe these reporting requirements were implemented by the Council for detailed oversight of the NOPS operation and maintenance expenses. The Advisors do not see any change in circumstances since the adoption of Resolution R-19-78 that would cause the Council to revise this reporting requirement.
Quarterly NOPS O&M Expenditures	UD-16-02	R-19-78	File with the Council a report detailing the NOPS O&M expenditures for each quarter.	No change to existing filing requirements.	The Advisors believe these reporting requirements were implemented by the Council for detailed oversight of the NOPS operation and maintenance expenses. The Advisors do not see any change in circumstances since the adoption of Resolution R-19-78 that would cause the Council to revise this reporting requirement.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Quarterly AMI Progress reports to the Advisors to the City Council	UD-16-04	R-18-99	ENO is directed to establish, in coordination with the Advisors, a quarterly on-site review of its AMI implementation commencing with the end of the first quarter of 2018 and continuing thereafter until a further order of the Council. This is a field review and does not result in a report filed with the Council; however, it has been listed for purposes of transparency.	Eliminate filing requirement as unnecessary given the advanced stage of AMI deployment and the positive results of prior field reviews.	ENO expects to achieve full deployment of its advanced electric meters by the end of 2020. ENO expects that its final deployment of its advanced gas meters will be achieved by September 2021. Given the advanced status of the AMI implementation, the Council could eliminate this filing requirement.
AMI Deployment Progress Reports	UD-16-04	R-18-37	ENO will file semi-annual (every six months) reports on the progress of the AMI deployment.	Eliminate the remaining semi-annual reports but still require a final report six months after the AMI deployment is complete.	ENO expects to achieve full deployment of its advanced electric meters by the end of 2020. ENO expects that its final deployment of its advanced gas meters will be achieved by September 2021. Given the advanced status of the AMI implementation, that the Council could eliminate the remaining semi-annual reports but still require a final report six months after the AMI deployment is complete.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
ENO's Lost Contribution to Fixed Costs (LCFC) and Utility Performance Incentive to Program Year of Energy Smart	UD-17-03 UD-08-02	R-15-140; R-15-599	ENO to make a filing with the Council for the calculation and recovery of LCFC and any utility performance incentive related to the previous Energy Smart program year. If ENO or ELL-Algiers failed to achieve 60% of the kWh goal, ENO had to appear before the UCTTC and show cause why it should not be assessed a penalty. Subsequent annual filings for LCFC and incentives pursuant to Resolution R-15-140 will be made on or before June 30 following each program year.	No change to existing filing requirements.	LCFC will be included in prospective pro-forma adjustments of annual EFRP filings and LCFC data from these program year reports will be a cross-reference. Utility Performance Incentives have been approved for the Energy Smart Implementation Plan and will use these Energy Smart program year filings as a reference.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Energy Smart Quarterly Reports	UD-17-03 UD-08-02	R-11-52; R-15-15; R-15-140; R-15-599	ENO and Energy Smart TPA to file reports on Energy Smart progress of kWh savings and spending by program for each quarter of the program year. ENO is hereby directed to include documentation showing funding and expenditures, funds carryover, and the balance of the Energy Smart funding account in all subsequent (<i>as of November 2015</i>) Quarterly Reports.	Reduce periodicity from quarterly to semi-annual if the Council desires to reduce the frequency of these reports.	In addition to the progress of kWh and kW savings and spending for each EE and DR program, the Energy Smart semi-annual reports must continue to provide documentation showing funding and expenditures, funds carryover, and the balance of the Energy Smart funding account. Further, if any individual program may have difficulty reaching the savings targets, ENO should promptly notify CURO and the Council upon identification of the difficulty.
Energy Smart updated rate impact analysis (with annual level of funding)	UD-17-03 UD-08-02	R-15-140	ENO shall provide an updated rate impact analysis to the Advisors 30 days prior to the date of any change in rates related to funding Energy Smart. In addition, when the Companies make their initial filing containing their proposed budget levels for Energy Smart Program Year 7 and beyond, they are directed to include in that filing the typical monthly bill impacts associated with the approved annual level of funding.	No change to existing filing requirements.	It is anticipated that Energy Smart Implementation Plans will be filed and approved on a three-year basis, and such filings should include the bill impacts related to the approved program year funding levels.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Bi-Monthly Report on Customer Outages	UD-17-04	R-17-427 (Ordering Paragraph 6)	ENO directed to file bi-monthly reports concerning ongoing outages and progress on execution of the annual reliability plan.	Revise from bi-monthly filing to quarterly filing and include information previously filed in the Annual SAIFI and SAIDI Reports, if the Council desires to reduce the frequency of the reports.	The information provided in these reports is necessary for the Council's timely understanding of distribution system reliability issues and for assessing ENO's progress in improving distribution reliability
Community Solar Implementation Plan's annual compliance filing to the Council	UD-18-03	R-18-223 R-19-111 (See also, Community Solar Rules, Section 7(F)(2))	Upon Council's approval of ENO's Implementation Plan, ENO must provide Council with the amount of incremental costs incurred administering the Community Solar Project (CSP) in accordance with the requirements of the CSP resolution. By May of each year, the Utility shall file an annual report with the Council on the Status of the Community Solar Program. The electric Utility shall maintain a list of projects and total program capacity, and shall provide the list to the Council by June 30 and December 31 of each year.	Report could either be made simultaneously with or consolidated with the Net Energy Metering report into a single distributed energy resources report that satisfies both reporting requirements.	Reporting with respect to Community Solar is identified in Paragraph 7(F) of the Community Solar Rules for the Council of the City of New Orleans which were approved by Council Resolution R-19-111 on March 28, 2019. The Advisors do not recommend any changes to the Council's Community Solar Rules as a result of this streamlining docket other than potential consolidation with the Net Energy Metering Report into a single distributed energy resources report.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Release of Whole-Building Aggregated Data	UD-18-04	R-18-539, R-19-206	Per Council Resolution No. R-18-539, customers of an account to which an involved meter is attached will have the opportunity to challenge the appropriateness of the release of the data if there are “special circumstances” where the customer believe the Council’s rules would not sufficiently protect their privacy or belief that the building owner or building owner’s agent is using the data for improper purposes. Customers will be instructed to notify the CURO within 14 days of receipt of the notification letter of their intent to challenge the data release. If challenged, CURO will make the determination of whether or not the data is released.	No change to existing filing requirements.	This is not a requirement that ENO report to the Council, but rather a requirement that total building energy use data be released to the building owner, and should remain in place.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
ENO's New Orleans Solar Station (NOSS) Project Quarterly Reports	UD-18-06	R-18-353 (See also, Ordering Paragraph 17 on the Stipulated Term Sheet approved in Council Resolution R-19-293)	ENO is directed to file quarterly reports on the status of the NOSS Project, including schedule, cost status and summary, and other critical activities, within 45 days of the end of each calendar quarter.	No change to existing filing requirements.	These reporting requirements were designed to monitor construction costs and construction progress of NOSS. These reporting requirements continue until such time as NOSS achieves commercial operation. NOSS is expected to be substantially complete and achieve commercial operation in the fourth quarter of 2020.
Securitized Storm Reserve		Resolution R-15-195 (Ordering Paragraph 8)	ENO to annually report the collections, principal, interest, disbursements, and any aggregate amount of costs incurred during the year for restoration of service from ENO's Securitized Storm Reserve Account.	Consolidate Securitized Storm Reserve report and Storm Reserve Fund Escrow report into one annual filing.	The report provides the Council information related to ENO's withdrawals from the storm reserve, weather events that caused ENO to expend funds related to storm restoration activities, and the financial condition of the account.
Storm Reserve Fund Escrow		Resolution R-06-459 (AIP - Paragraph 20)	ENO to annually report the collections, principal, interest, disbursements, and any aggregate amount of costs incurred during the year for restoration of service from ENO's Storm Reserve Fund Escrow Account.	Consolidate Securitized Storm Reserve report and Storm Reserve Fund Escrow report into one annual filing.	The report provides the Council information related to ENO's withdrawals from the storm reserve, weather events that caused ENO to expend funds related to storm restoration activities, and the financial condition of the account.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
City of New Orleans' Reports on Outside Services		City Attorney's Request – Mr. Naccari's February 14, 1991 Letter	ENO to file Quarterly informational filings regarding ENO's expenditures on outside attorneys/consultants.	No change to existing filing requirements.	
Fuel Adjustment Clause (Paragraph B)		R-19-457	If any of the Fuel Adjustment Clause Rates are expected to be more than 1 cent per kWh higher than the rate charged in the previous month, the Company has the obligation to notify the Council within ten (10) days prior to the first billing cycle in which the Fuel Adjustment Clause Rates will be charged.	No change to existing filing requirements.	This reporting requirement provides the Council with advance notice of a significant increase in the FAC rate, such that the Council can consider any appropriate actions to mitigate the impact on ENO's customers.
ENO's Quarterly Reports of Natural Gas Storage Program		R-91-102	ENO to assess the cost and benefits of the Natural Storage Program.	Reduce filing periodicity to annual. Consolidate prescribed filing data into a single annual gas report.	The Council can effectively oversee ENO's gas storage practices with annual reporting in the form of a single annual gas report.

Advisor Recommended Filing Requirements for ENO					
Columns Replicated from Attachment A to Council Resolution R-20-223				Advisor Report Summary Columns	
Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Monthly Progress Report on ENO's Collaboration with the Sewerage and Water Board of New Orleans to Improve Reliability of Electric Service and Expedite a Long-Term Solution		R-19-78 (Ordering Paragraph 2 at p. 12)	R-19-78, p. 12 (Resolution and Order Imposing Sanctions; Directing Cost Protections and other Modifications to New Orleans Power Station) directs ENO (1) to develop solutions to help ensure the reliability of electric service, the SWBNO to develop solutions and facilitate the transition of SWBNO to ENO as the primary source of reliable and economic power; (2) file a report with the Council every 30 days regarding the progress of its collaboration with SWBNO.	Terminate filing requirement as moot in light of Council staff and CURO direct involvement.	Subsequent to the Council establishing these reporting requirements, a working group comprised of ENO, SWBNO, Council Staff, CURO and the Advisors was established. The periodic meetings of the working group provide information and interaction that is superior to the monthly reports.
Rough Production Cost Equalization Adjustment (RPCEA) Quarterly Accounting Report		R-13-162 (see also, FERC Opinion Nos. 480 and 480-A)	ENO to provide quarterly accounting reports to the Council listing the receipt, accrued interest, and monthly balance of funds related to the annual RPCEA filings required by FERC Opinion Nos. 480 and 480-A.	Terminate reporting requirement as moot.	No new annual calculations of rough production cost equalization are anticipated in light of the 2015 termination of the Entergy System Agreement.

Advisor Recommended Filing Requirements for ENO					
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Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Quarterly Report of Entergy Corporation's proportionate share of its Regulated Utilities' assets, operating and maintenance expenses (per Rule 53 Settlement Agreement)		R-98-187 (Rule 53 Settlement Agreement)	Pursuant to the April 10, 1998 Rule 53 Settlement Agreement applicable to Entergy Corporation's Non-Regulated Investments filed with the Securities and Exchange Commission (SEC), on a quarterly basis, Entergy Corporation was directed to provide the SEC with a report detailing the Regulated Utilities' proportionate share of the consolidated total Entergy Corporation's assets, operating and maintenance expenses. Resolution R-98-187 adopted a Settlement Agreement among the Council, ENO, and ELI authorizing the Council of New Orleans to file a Letter of Certification with the SEC relative to Entergy Corporations' unregulated investments and to execute a Settlement Agreement to ensure the retail ratepayers of New Orleans are protected from any adverse consequences of Entergy Corporations' non-regulated investments in foreign utility companies and exempt wholesale generators.	Terminate filing requirement as moot.	This reporting information relates to a SEC complaint that is no longer particularly relevant as Entergy Corporation is in the process of exiting its merchant nuclear business.

Advisor Recommended Filing Requirements for ENO					
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Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Annual Gas Storage Program Analysis Report		R-05-518 (Agreement in Principle, Ordering Paragraph 12) R-06-401	ENO directed to provide an analysis at the end of each withdrawal season on the cost of storage compared to injections into its gas storage facility using strictly the daily Henry Hub price.	Consolidate prescribed filing data into a single annual gas report.	Gas storage and gas hedging are both price volatility mitigating practices. The Council's need to consider such price volatility control practices is efficiently accomplished by reviewing these data in a single report.
Annual Review of General Service Customers' Billing Alternate Rate Schedules		R-93-186	ENO to establish a program to review general service customers' billing records on an annual basis.	No change to existing filing requirements.	ENO's electric rate structure recently was substantially updated with new rates as part of Docket No. UD-18-07. Further, the Council may consider new rate structures in an evolving industry. A continued program to ensure ratepayers are aware of the likely most efficient rate schedule for their needs serves the public interest.

<p>Annual Statement regarding the nature of inter-company transactions:</p> <ul style="list-style-type: none"> • Independent Accountants' Report on Applying Agreed-upon Procedures; • Annual Report Identifying Non-Clerical Personnel from any Regulated Utility 		<p>1992 Settlement Agreement (as amended by the 1998 Settlement Agreements with the Council, MPSC, and Entergy Corporation's compliance with the LPSC affiliate interest conditions in Appendix 3 to the LPSC's 1993 Order); New Orleans City Code Section 158, Article II, Division 3, Sub-section 158-139 establishes requirements with respect to the reporting of transactions between a</p>	<p>Entergy Corporation to provide annual statement regarding the nature of inter-company transactions concerning Entergy Corporation including the basis for cost allocation and transfer pricing. Including a list of billing cost drivers in effect each year by which Entergy Services, LLC allocates costs to both regulated and non-regulated affiliates. A utility must annually file a cost allocation manual that includes:</p> <ul style="list-style-type: none"> a) An organization chart that illustrates the utility and all of its regulated and unregulated affiliate(s); b) Officers of the parent or holding company, the utility, and all of its affiliates, as applicable; c) A complete description of the types of all costs shared with affiliate(s); d) The methodology and procedure used to allocate costs; and e) A summary of the total costs incurred from affiliate(s) and how those affiliate(s) costs are allocated 	<p>No change to existing filing requirements.</p>	<p>The report in question is commonly referred to as the affiliate transaction report, and its information is useful to the Council's oversight of substantial portions of ENO's costs.</p>
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Advisor Recommended Filing Requirements for ENO					
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Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
		utility and its affiliates.			
ENO's Quarterly 10-Q and Annual 10-K Financial Statements		1992 Settlement Agreement (as amended by the 1998 Settlement Agreements with the Council, MPSC, and Entergy Corporation's compliance with the LPSC affiliate interest conditions in Appendix 3 to the LPSC's 1993 Order)	Entergy Corporation files quarterly and an annual report presenting financial results and statements along with management discussion and analyses of relevant operational and regulatory issues. The combined Quarterly and Annual Reports are separately filed by Entergy Corporation and its six Registrant Subsidiaries: Entergy Arkansas, LLC, Entergy Louisiana, LLC, Entergy Mississippi, LLC, Entergy New Orleans, LLC, Entergy Texas, Inc. and System Energy Resources, Inc.	Terminate filing requirement as unnecessary in light of the availability of these filings over the internet and the City Code requirement that ENO provide notice of such filings to the Council.	These reports are publicly available, produced on a regular basis, and readily available online.

Advisor Recommended Filing Requirements for ENO					
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Annual 1992 Affiliate Settlement Agreement Report Pursuant to the 1998 revision & R-98-187		R-98-187	A Settlement was reach in a Federal filing related to PUCHA revisions of Rule 53 related to Affiliates and holding company transactions. This 1992 settlement was later revised and ratified by jurisdictional regulatory commissions in 1998. This later revision required each operating company to file annually compliance verification with regards to affiliate reporting.	Terminate filing requirement as moot.	This reporting information relates to a SEC complaint that is no longer relevant since Entergy Corporation is in the process of exiting its merchant nuclear business.
Order on Compliance regarding final calculation of refunds to ENO		LPSC v. Entergy Services, Inc., Opinion No. 561, 163 FERC 61,116 (2018)	ENO to report to Council calculation of refunds to ENO as a result of Rough Production Cost Equalization bandwidth calculation filing.	No change to existing filing requirements.	There are still ongoing FERC dockets that may result in additional rough production cost equalization payments among the Operating Companies. The final resolution of any FERC rough production cost equalization related dockets may involve costs or benefits to ENO and its customers.

Advisor Recommended Filing Requirements for ENO					
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Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Annual Gas Marketing Justification (Hedging Request) Report			As a result of high gas prices in the winter of 2000-2001, the Council authorized ENO to enter into Hedging arrangements for winter gas. This program was suspended post-Hurricane Katrina and was later re-adopted. Each March, the Company files its request to hedge the upcoming winter gas. Generally, the approval for such hedging contracts is granted to the company via a Council Resolution.	Consolidate prescribed filing data into a single annual gas report.	So long as the Council may wish to consider approving a winter heating season gas hedge program, the data provided in this report is useful. However, a single annual gas report is effective for the Council’s needs.
Annual Gas Distribution System Report		R-05-518 and R-06-401	Reporting requirements are outlined in Attachment A (“Agreement in Principle”) to Council Resolution R-05-518, dated October 12, 2005. These filing requirements were originally suspended as a result of Hurricane Katrina and later reinstated by Council Resolution R-06-401, dated September 21, 2006	Consolidate prescribed filing data into a single annual gas report.	The data presented in these filings, as prescribed in Paragraph 10 of the referenced Agreement in Principle, are useful for the Council’s oversight of ENO’s gas utility practices. However, a single annual gas report is effective for the Council’s needs.

Advisor Recommended Filing Requirements for ENO					
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ENO MISO Cost Recovery Rider (True-up)		R-19-457	On or about May 31, beginning in 2020, the Company shall file a redetermination of the MISO Rider Rates by filing updated versions of Attachments A and B with supporting workpapers and documentation. The Annual Update filing will include a True-up Adjustment as calculated on Attachment B, Page 4.	No change to existing filing requirements.	Rate actions, including rider true-up calculations, require Council oversight and review.
Bi-Annual Application to the City Council for Approval of the Financing Plan			Pursuant to the 1922 Franchise Ordinance No. 6822 and the most recent approved Council Financing Approval Resolution, ENO is to file Bi-annually (in even years) - its Financing Plans seeking a blanket approval to sell bonds and preferred stock for the next two (2) years.	No change to existing filing requirements.	ENO's franchises with the City require financing reauthorizations.

Advisor Recommended Filing Requirements for ENO					
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Name of Report Initiated	Docket	Per Council Resolution	Purpose of Report	Recommended Disposition	Notes
Bi-Annual Reporting of Data in Accordance with Section 210 of the Public Utility Regulatory Policy Act of 1978			Pursuant to the Public Utility Regulatory Policy Act of 1978, Section 210, ENO is to file Bi-annually (in even years) - its calculated "Avoided Costs" Forecast for the filing year and the next five (5) years; and, a high level Generation Forecast for the next ten (10) years. This is an informational filing and no action is to be taken by the Council.	No change to existing filing requirements.	"Avoided Cost" information is required to advance various Council policy objectives.