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December 5, 2018

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

Re: *Revised Application of Entergy New Orleans, LLC for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief*
Council Docket No. UD-18-07

Dear Ms. Johnson:

On behalf of Entergy New Orleans, LLC ("ENO" or the Company), please find enclosed for your further handling an original and three copies of Entergy New Orleans, LLC's Objections to Discovery Propounded by Air Products and Chemicals, Inc. and Crescent City Power Users' Group. Please file an original and two copies into the record in the above-referenced matter, and return a date-stamped copy to our courier.

Should you have any questions regarding the above/attached, please do not hesitate to contact me.

With kindest regards, I am

Sincerely,

Alyssa Maurice-Anderson

/ama
Enclosures
cc: Official Service List (via email)



DEC 5 11 46

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

**REVISED APPLICATION OF)
ENERGY NEW ORLEANS, LLC,)
FOR A CHANGE IN ELECTRIC AND)
GAS RATES PURUSANT TO)
COUNCIL RESOLUTIONS R-15-194)
AND R-17-504 AND FOR RELATED)
RELIEF)**

DOCKET NO. UD-18-07

**ENERGY NEW ORLEANS, LLC'S OBJECTIONS TO DISCOVERY
PROPOUNDED BY AIR PRODUCTS AND CHEMICALS, INC. AND
CRESCENT CITY POWER USERS GROUP**

NOW COMES Entergy New Orleans, LLC ("ENO" or the "Company") with the following objections to Air Products and Chemicals, Inc.'s ("Air Products") Fourth Set of Requests for Information to ENO and Crescent City Power Users Group's Second and Third Set of Data Requests to ENO in the above-captioned proceeding:

I.

GENERAL OBJECTION AND RESERVATION OF RIGHTS

1. Although ENO has sought to identify all applicable objections, it may become apparent later as responses are prepared or as documents are obtained, that additional objections may be appropriate. ENO reserves its rights to make such objections.
2. ENO objects to definitions and instructions, if any are included, to the extent that they purport to unilaterally alter the rules of discovery, or purport to modify or supplement the specific data 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, ENO 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, ENO objects to providing such material, and reserves its right to make such objections as it deems necessary to protect such documents or information from disclosure.

5. Neither the failure to object to a request, nor the providing of a response to a request by the Company, should be construed as a waiver of any claim that the Company may have regarding the jurisdiction of the Council of the City of New Orleans over any entities or transactions that are the subject matter of the request.

6. The providing of a response by the Company to a request should not be construed as a waiver of any claim that the Company may have regarding the admissibility of the response in this proceeding or other proceedings, or a waiver of any substantive rights the Company may have.

II.

SPECIFIC OBJECTIONS

At this time, the Company has identified the following specific objection(s) to Air Products' Requests for Information:

OBJECTION TO AIR PRODUCTS 4-5:

ENO objects to this Request on the grounds that it is irrelevant and is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections and reservation, the Company will provide a response.

OBJECTION TO AIR PRODUCTS 4-12:

ENO objects to the Request on the basis that the information sought is publicly available. Subject to and without waiving the foregoing objection, the Company will provide a response.

OBJECTION TO CCPUG 2-1:

ENO objects to this Request on the basis that it is overly broad and unduly burdensome.

OBJECTION TO CCPUG 2-2:

ENO objects to this Request on the basis that it is overly broad and unduly burdensome. Subject to and without waiving the foregoing objections, the Company will provide a response.

OBJECTION TO CCPUG 2-14:

ENO objects to this Request as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, the Company will provide a response.

OBJECTION TO CCPUG 2-15:

ENO objects to this Request as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, the Company will provide a response.

OBJECTION TO CCPUG 2-26:

ENO objects to the Request on the basis that the information sought is publicly available. Subject to and without waiving the foregoing objection, the Company will provide a response.

OBJECTION TO CCPUG 3-2:

ENO objects to this Request as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence.

III.

Consistent with the intent of Resolution R-18-434, counsel for the Company is available to discuss the above objections with opposing counsel.

Respectfully submitted,

BY: 

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CERTIFICATE OF SERVICE

I hereby certify that I have this 5th day of December, 2018, served the required number of copies of the foregoing pleading upon all other known parties of this proceeding individually and/or through their attorney of record or other duly designated individual, by: electronic mail, facsimile, hand delivery, and/or by depositing same with overnight mail carrier, or the United States Postal Service, postage prepaid.

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