BEFORE THE COUNCIL OF THE CITY OF NEW ORLEANS

	,	
IN RE: 2024 TRIENNIAL INTEGRATED RESOURCE PLAN OF ENTERGY NEW)	DOCKET NO. UD-23-01
ORLEANS, LLC)	
)	

ORDER

Resolution No. R-23-254 issued on June 8, 2023 ("Resolution"), by the Council of the City of New Orleans ("Council") provided a deadline of October 2, 2023 for the filing of petitions to intervene. *See* Ordering Paragraph 5b. On October 10, 2023, Air Products and Chemicals, Inc. ("APC") filed an untimely motion (petition) to intervene.

In a prior docket, after a spate of untimely filings by various intervenors, this Hearing Officer stated the following:

Moreover, Parties to Council Utility dockets are hereby notified that, whether or not other parties file objections to untimely filings, in the absence of a showing of good cause, untimely filings shall NOT be admitted into the evidentiary record by this Hearing Officer (they shall merely be included in the administrative record) with this Hearing Officer's recommendation that they not be considered as substantive evidence by the Council in its deliberations.

Going forward, any party that anticipates a late filing, or seeks to revise the procedural schedule, should seek PRIOR assent of all other parties, or, file IN ADVANCE of the

expiration of the deadline, a motion to file late or to revise the schedule.

Docket 21-03, July 25, 2023, 1-2.

That said, APC has been a longstanding intervenor in Council utility dockets with a

history of timely interventions and respect for procedural schedules and norms. Moreover, in

this case, the late filing was merely one week late causing no disruption to the schedule nor any

apparent prejudice to other parties. Accordingly, this Hearing Officer is inclined to grant an

exception in this limited instance, and, IN THE ABSENCE OF OBJECTION, grant the

intervention. And

IT IS HEREBY ORDERED that in the absence of any objection filed by October 16,

2023, and without further order by the Hearing Officer, the requested intervention shall be

granted and APC shall be added to the official service list.

So ORDERED, this 12th day of October, 2023.

Jeffrey S. Gulin

Hearing Officer