



September 6, 2017

Via FedEx

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

**Re:    *Application of Entergy New Orleans, Inc. for Approval to Construct  
New Orleans Power Station and Request for Cost Recovery and Timely  
Relief  
CNO Docket No. UD-16-02***

Dear Ms. Johnson

Please find enclosed an original and three copies of the **Petition to Intervene and for Inclusion on Service List of 350 Louisiana – New Orleans**. There is an additional copy of the filing enclosed; please date-stamp and return this additional, fourth, copy of the **Petition to Intervene and for Inclusion on Service List** via the enclosed pre-addressed and stamped envelope.

Thank you for your attention to this matter.

Sincerely,

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Enclosures  
cc: Official Service List

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

**APPLICATION OF ENTERGY NEW  
ORLEANS, INC. FOR APPROVAL TO  
CONSTRUCT NEW ORLEANS POWER  
STATION AND REQUEST FOR COST  
RECOVERY AND TIMELY RELIEF**

**DOCKET NO. UD-16-02**

**350 LOUISIANA – NEW ORLEANS PETITION TO INTERVENE  
AND FOR INCLUSION ON SERVICE LIST**

350 Louisiana – New Orleans respectfully requests the right to intervene in the above-captioned proceeding and to participate as a party therein pursuant to Sec. 158-236 et seq. of the City Code pertaining to the filing of documents in proceedings before the Council of the City of New Orleans, and in support thereof states:

**I.**

On June 20, 2016, Entergy New Orleans filed an Application for Approval from the City of New Orleans to Construct New Orleans Power Station and Request for Cost Recovery and Timely Relief in the above-captioned docket. In that filing, Entergy New Orleans describes, *inter alia*, its proposal to construct a 226-megawatt gas combustion turbine at Entergy New Orleans' Michoud facility in New Orleans East. In addition to requesting a finding that the construction of New Orleans Power Station is in the public interest, Entergy New Orleans also requests approvals relating to appropriate cost recovery, a construction monitoring plan, and a procedural schedule to permit a Council decision on this Application by January 2017.

On August 11, 2016, the Council for the City of New Orleans issued Resolution No. R-16-332 setting a procedural schedule in this matter, and setting a period of 30 days from the adoption of the Resolution for parties to file for intervention.

On February 14, 2017, Entergy New Orleans filed a motion to suspend the procedural schedule in order to allow Entergy New Orleans to evaluate the implications of a new updated load forecast. On March 10, 2017, Judge Gulin granted the motion to suspend the procedural schedule.

On July 6, 2017, Entergy New Orleans filed a second application, which seeks, among other requests, authorization to proceed with constructing either the originally proposed 226-megawatt gas combustion turbine, or alternatively, seven Wärtsilä 18V50SG Reciprocating Internal Combustion Engine generator sets. Either facility would be located at the Michoud facility in New Orleans East. In addition to a finding that the construction of one of the projects is in the public interest, Entergy New Orleans also requests approvals relating to appropriate cost recovery, a construction monitoring plan, and a procedural schedule to permit a Council decision on this new Application no later than October 2017.

On August 10, 2017, the Council for the City of New Orleans issued Resolution No. R-17-426 setting a new procedural schedule in this matter, and setting a period of 30 days from the adoption of the Resolution for parties to file for intervention. This request is being made within the 30-day intervention period set forth in that Resolution and it is therefore timely.

## II.

350 Louisiana - New Orleans (“350 LA”) is a non-profit, volunteer led local organization whose purpose is to connect the Louisiana region to the international climate change movement led by 350.org. Our mission is to lend support to initiatives in New Orleans to raise consciousness and promote sound policy around climate change, which poses unprecedented threats to our lives. Rising seas, hotter temperatures, and stronger storms make our community

especially vulnerable. We prioritize locally-grown initiatives and collaboration with existing New Orleans-based groups working for climate justice.

350 LA petitions to intervene in this proceeding on behalf of itself and its members who live and purchase utility services in Louisiana, many of whom are residential customers of Entergy New Orleans. These 350 LA members also live, work, or recreate in the area affected by Entergy New Orleans' two proposed gas burning projects at the Michoud facility in New Orleans East.

Entergy New Orleans' applications present the Council of the City of New Orleans with a decision about whether it is in the best interest of New Orleans ratepayers to incur significant capital and environmental costs to build a new generation facility which may not, in fact, be necessary to meet demand in New Orleans. Entergy New Orleans proposed project could impact 350 LA members by affecting the electricity rates that 350 LA members pay since the customers of Entergy New Orleans will ultimately bear the costs of the project. The members of 350 LA who live, work, or recreate near the proposed power plants have aesthetic, recreational, and public health interests that could be adversely affected by the construction and operation of a new gas-fired project, which will emit nitrogen oxides, particulate matter, and other pollutants into the air. Thus, the capital, environmental, and public health costs of Entergy New Orleans' proposed gas plants will be borne by Entergy New Orleans ratepayers and Louisianans living and working near the plant, including members of 350 LA. 350 LA's members also have an interest in ensuring that the proposed project facilitates, and does not adversely affect, the City of New Orleans ability to achieve its Climate Action Strategy goals as recently set forth in Resolution R. 17-428.

350 LA plans to raise issues that are relevant to whether the proposed acquisition is in the “public interest.” 350 LA’s participation will help develop a thorough record, determine the issues to be decided, and stimulate disclosure of information regarding the impacts of this acquisition on ratepayers. In particular, 350 LA may provide evidence or analysis that will help the Council of the City of New Orleans determine whether the project is in the public interest and prudent.

350 LA’s specific interests in this proceeding include:

- a) Ensuring a thorough and robust consideration of all the available alternatives to building additional fossil fuel based power generating infrastructure in New Orleans;
- b) Thoroughly evaluating the prudence of investing our precious resources into gas-fired technology before conducting a thorough Demand Side Management Potential study;
- c) Addressing the increasingly severe impacts of climate change which are threatening our region with sea level rise and more extreme weather events (heat, rain, storms), in accordance with Resolution R. 17-428 and the Mayor’s recently published Climate Action Plan; and
- d) Assessing the availability and cost of alternative, cleaner resources—including wind, solar, demand-side management, energy efficiency, and long-term power purchase agreements—for meeting Entergy New Orleans’ capacity and reserve needs.

No other party in this proceeding represents the interests of 350 LA and its members. 350 LA is uniquely situated to represent the interests of its members in this proceeding as a result of its expertise and experience in climate change policy and law. Accordingly, 350 LA and its members have a substantial interest in the production of reliable, affordable, and efficient energy for Louisiana. There is no other party representing the interests of 350 LA and its members.

Therefore, 350 LA respectfully seeks intervenor status in order to fully participate in this docket. 350 LA further requests that it be placed on the service list of this proceeding and be served with all pleadings, notices orders, and other filings.

### III.

All communications and pleadings in this docket should be directed to:

Susan Stevens Miller  
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1625 Massachusetts Avenue, NW  
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### PRAYER

For these reasons, 350 LA requests full rights of procedural due process before this honorable Council in the aforementioned proceedings; that 350 LA be given full and complete standing to participate in any and all meetings as an equal participant in the proceedings; and that all participants in this proceedings be required to serve future testimonies or other correspondence related to this docket to 350 LA.

Respectfully Submitted,

Date: September 6, 2017

By:



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*Counsel for 350 Louisiana – New Orleans*

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **350 Louisiana – New Orleans Petition to Intervene and for Inclusion on Service List** has been served on the persons listed below by electronic mail and/or U.S. First-Class mail, postage prepaid:

**Lora W. Johnson**, [lwjohnson@nola.gov](mailto:lwjohnson@nola.gov)

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Additionally, pursuant to the New Orleans, Louisiana Code of Ordinances, Ch. 158, Art. III, Div. 1, § 158-236, the following persons have been served with copies of the aforementioned document, in triplicate, via U.S. first-class mail, postage prepaid:

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Washington, D.C., this 6<sup>th</sup> day of September 2017.



Al Luna  
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