

LOUISIANA PUBLIC SERVICE COMMISSION

SPECIAL ORDER NO. 34-2010

In Re: Entergy Services, Inc.’s Upcoming Request for Proposals for Renewable Generation Resources

(Decided at the July 28, 2010 Business and Executive Session)

BACKGROUND

On June 4, 2010, Entergy Services, Inc. (“ESI”) filed a notice of intent on behalf of its LPSC-jurisdictional operating companies, Entergy Gulf States Louisiana, L.L.C. (“EGS-LA”) and Entergy Louisiana, LLC, (“ELL”) (collectively, the “Companies”) to issue an RFP for renewable generation resources pursuant to the Commission’s Market Based Mechanism Order (LPSC Order No. R-26172 Subdocket C, or “MBM Order”). Entergy requested a waiver of the requirement that it issue a “draft” RFP pursuant to the following MBM Order provisions:

8. *In order to implement the market-based mechanism for capacity investments or purchase power contracts, the utility is required to submit an informational filing with the Commission containing but not limited to the following items:*

...

- k. A draft RFP solicitation document*

...

and

14. *The electric utility shall provide the Commission with at least 30 days advance notice of its intent to conduct an RFP prior to submitting its informational filing required under this General Order; however, the Commission strongly encourages utilities to provide 60 days advance notice. Any such notification does not commit the utility to proceed with its RFP, nor does it prevent the utility from delaying the filing date. In the case of an RFP that seeks resources with terms for a term of five years or less, the utility shall allow not less than 30 days from its informational filing to the issuance of its RFP to allow for review and consultation with Commission Staff and interested parties. In the case of an RFP that seeks proposals for resources with terms greater than five years, the minimum review period shall be 60 days. These requirements may be waived or modified by the Commission for good cause.*

The Companies cited as the reasons for this request the delay that would be caused by the additional step of a draft RFP, and the fact that a technical conference with participants will be held prior to the issuance of a final RFP.

STAFF RECOMMENDATION

The Bidders Conference, scheduled for August 18, 2010, will allow the Companies to obtain input from the market. In addition, the extensive participation in Commission Docket No. R-28271 Subdocket B will provide information from which the Companies can develop its RFP, obviating the need for the issuance of a formal draft. And finally, there is a public interest in the expeditious conclusion of the RFP process, given existing opportunities for funding available to developers of renewable energy. Since the MBM Order specifically contemplates alternate procedures for the development of renewable resources, Staff recommended that the Commission grant the requested waiver.

COMMISSION CONSIDERATION

On motion of Commissioner Holloway, seconded by Commissioner Field, and unanimously adopted, the Commission voted to accept the Staff Recommendation and approve the Company’s request for a waiver of the requirement for the issuance of a draft or “informal” RFP.

IT IS SO ORDERED.

This Order is effective immediately.

**BY ORDER OF THE COMMISSION
BATON ROUGE, LOUISIANA
August 30, 2010**

**/S/ LAMBERT C. BOISSIERE, III
DISTRICT III
CHAIRMAN LAMBERT C. BOISSIERE, III**

**/S/ JAMES M. FIELD
DISTRICT II
VICE CHAIRMAN JAMES M. FIELD**

**/S/ FOSTER L. CAMPBELL
DISTRICT V
COMMISSIONER FOSTER L. CAMPBELL**

**/S/ ERIC F. SKRMETTA
DISTRICT I
COMMISSIONER ERIC F. SKRMETTA**

**EVE KAHAO GONZALEZ
SECRETARY**

**/S/ CLYDE C. HOLLOWAY
DISTRICT IV
COMMISSIONER CLYDE C. HOLLOWAY**