RESOLUTION

NO. R-21-346

CITY HALL: September 23, 2021

BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS AND BROSSETT

IN RE: ENTERGY NEW ORLEANS, LLC LOAD SHED PROTOCOLS AND ALL EVENTS AND DECISIONS RELATED TO THE FEBRUARY 2021 WINTER STORM URI EVENT

UD-21-01

RESOLUTION AND ORDER AMENDING THE PROCEDURAL SCHEDULE

WHEREAS, pursuant to the Constitution of the State of Louisiana and the Home Rule Charter of the City of New Orleans ("Charter"), the Council of the City of New Orleans ("Council") is the governmental body with the power of supervision, regulation, and control over public utilities providing service within the City of New Orleans; and

WHEREAS, Entergy New Orleans, LLC ("ENO" or "the Company"), effective September 1, 2015, is a public utility providing electric and natural gas service to all of New Orleans; and

WHEREAS, ENO is a wholly owned subsidiary of Entergy Utility Holding Company, LLC; and

WHEREAS, from February 13-17, 2021, Winter Storm Uri swept across North America resulting in over 170 million Americans being placed under various winter weather alerts across the country and caused blackouts for over 9.7 million people in the U.S. and Mexico, including in New Orleans ("Winter Storm Event"); and

WHEREAS, during the winter storm event, the Midcontinent Independent System Operator ("MISO") issued several warnings regarding strains on the bulk electric system and the

potential need to shed load; and

WHEREAS, on Tuesday, February 16, MISO directed a "pro rata Load Shed," and in an email sent to Councilmembers, ENO advised that it was responsible for shedding 26MW of load; and

WHEREAS, ENO did not issue information about the outages to the public until 8:41 p.m., just before the event ended. Similarly, ENO did not provide information to the Council until the event was well underway; and

WHEREAS, during and immediately after the outages, customers began to question how areas were selected for outage and why they were neither forewarned of the outages nor informed how long the outages were expected to last; and

WHEREAS, on Tuesday, February 23, Councilmembers Moreno and Giarrusso held a joint meeting of the Utility, Cable, Telecommunications and Technology Committee ("UCTTC") and the Public Works, Sanitation and Environment Committee; and

WHEREAS, in response to questions from the Councilmembers, ENO explained that while 26 MW load shed was assigned to New Orleans, ENO stated that it actually shed approximately 105 MW, more than four times the amount required; and

WHEREAS, Chair Moreno directed the Council's Utility Advisors ("the Advisors") to conduct a forensic investigation into ENO and its response to the load shed even; subsequently, the Council adopted Resolution R-21-87 initiating the Investigation and directing the Advisors to create a public report on their findings; and

WHEREAS, on April 14, 2021, the Advisors submitted their report on the ENO's actions during the load shed event; and

WHEREAS, the Advisors recommended the Council open a docket and institute a prudence investigation in order to 1) receive the information not provided during their initial

investigation, including the critical customer list, 2) create a comprehensive record that can accommodate the HSPM, 3) ascertain if the actions ENO has taken have remedied the issues identified, 4) identify ways to disentangle ENO and Entergy Services, LLC's communications to ensure that New Orleans customers receive information specific to Orleans Parish in a timely manner, and 5) determine if ENO's actions constituted imprudent conduct; and

WHEREAS, on May 6, 2011, the Council approved Resolution R-21-151 establishing Docket No. UD-21-01, initiating a prudence investigation into ENO's actions related to Winter Storm Uri, and established the procedural schedule for the docket; and

WHEREAS, on August 29, 2021, the City of New Orleans was struck by Hurricane Ida, damaging the eight transmission lines which bring in power generated outside of the City and resulting in power outages in and around New Orleans for several days; and

WHEREAS, the Advisors were immediately deployed to assist the Council in the execution of its regulatory responsibility in response to Hurricane Ida, including advising on potential utilization of local generation resources; and

WHEREAS, in light of the disruptive impact of Hurricane Ida on all parties to this docket, the Council deems it necessary and in the public interest to amend the procedural schedule; **NOW THEREFORE**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the procedural schedule approved in Resolution R-21-152 is amended as follows:

1. Delete numbered paragraphs 10 on page 10 in its entirety and replace with:

   10. The Advisors shall file their report on or before November 1, 2021.

2. Delete numbered paragraphs 12 and 13 in their entirety and replace with:

   12. The Intervenors and ENO shall file their response to the Advisors' report on or before December 1, 2021.

13. The Hearing Officer shall certify the record to the Council for consideration no later than January 10, 2021.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:

NAYS:

ABSENT:

AND THE RESOLUTION WAS ADOPTED.