

August 19, 2024

**BY E-MAIL**

Clerk of Council  
Council of the City of New Orleans  
City Hall, Room IE09  
1300 Perdido Street  
New Orleans, LA 70112

*Re: Application for Authority to Operate as Local Distribution Company and Incur  
Indebtedness and Joint Application for Approval of Transfer and Acquisition of Local  
Distribution Company Assets and Related Relief; NOCC Docket UD-24-01*

Dear Clerk:

Please find the attached *Unopposed Motion of Advisors to Amend Procedural Schedule* in the above referenced matter which we are requesting to be filed into the record along with this letter. The Advisors submit this filing electronically and will submit the requisite original and number of hard copies as you direct.

Sincerely,



Jay Beatmann

JAB:dpm

Attachments

cc: Official Service List for UD-24-01

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

<b>APPLICATION FOR AUTHORITY</b>	)	
<b>TO OPERATE AS LOCAL DISTRIBUTION</b>	)	
<b>COMPANY AND INCUR INDEBTEDNESS</b>	)	
<b>AND JOINT APPLICATION FOR APPROVAL</b>	)	<b>DOCKET UD-24-01</b>
<b>OF TRANSFER AND ACQUISITION</b>	)	
<b>OF LOCAL DISTRIBUTION COMPANY</b>	)	
<b>ASSETS AND RELATED RELIEF</b>	)	

**UNOPPOSED MOTION OF ADVISORS TO AMEND  
PROCEDURAL SCHEDULE**

Now come the Advisors to the Council of the City of New Orleans (“Advisors”), who respectfully request that the procedural schedule in the captioned proceeding be modified and amended to allow for the submission of an Administrative Record Chart for certification of the evidentiary record by the Hearing Officer in lieu of an in-person hearing. The parties respectfully request that they be allowed to jointly file the Administrative Record Chart on September 9, 2024, using the chart that was filed in Council Docket UD-18-07 as a template as required by the Hearing Officer in the Prehearing Order dated August 6, 2024, to include all of the documents that the parties agree should be submitted to the Council for consideration of this matter at the conclusion of the remaining schedule in this docket.

The parties further submit that they have agreed to forego their opportunity to cross examine other parties’ witnesses in the interest of avoiding the unnecessary expenditure of time and resources that an in-person hearing would require. The Advisors have contacted Delta States Utilities NO, LLC and Entergy New Orleans, LLC (“Joint Applicants”), and the Alliance for Affordable Energy, the active parties to this docket, regarding this requested change to the schedule and there are no objections to this motion. Undersigned counsel also attempted, unsuccessfully, to

contact counsel for the Sewerage and Water Board of New Orleans (“SWB”) to determine whether the SWB objects to this motion.

The current procedural schedule in this docket is reflected in Council Resolution R-24-49 dated February 1, 2024 and amended by Order of the Hearing Officer dated July 19, 2024. The current schedule includes the following deadlines; the filing of rejoinder testimony by the Joint Applicants on September 3, 2024, certification of the record by the Hearing Officer on or before September 30, 2024, Initial briefs on October 15, 2024, and Reply Briefs on November 1, 2024. The parties propose that these dates remain unchanged.

Respectfully submitted,

DENTONS US, LLP



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*Attorneys for the Council of the City of New Orleans*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served upon “The Official Service List” via electronic mail and/or U.S. Mail, postage properly affixed, this 19<sup>th</sup> day of August 2024.



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J. A. "Jay" Beatmann, Jr.

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

<b>APPLICATION FOR AUTHORITY</b>	)	
<b>TO OPERATE AS LOCAL DISTRIBUTION</b>	)	
<b>COMPANY AND INCUR INDEBTEDNESS</b>	)	
<b>AND JOINT APPLICATION FOR APPROVAL</b>	)	<b>DOCKET UD-24-01</b>
<b>OF TRANSFER AND ACQUISITION</b>	)	
<b>OF LOCAL DISTRIBUTION COMPANY</b>	)	
<b>ASSETS AND RELATED RELIEF</b>	)	

**ORDER**

On August 19, 2024, the Advisors to the Council of the City of New Orleans (“Advisors”) filed an unopposed motion to modify the procedural schedule to allow for the submission of an Administrative Record Chart for certification of the evidentiary record by the Hearing Officer in lieu of an in-person hearing. The motion also requests that the parties be allowed to jointly file the Administrative Record Chart on September 9, 2024, using the chart that was filed in docket UD-18-07 as a template as required by the Hearing Officer in the Prehearing Order dated August 6, 2024, to include all of the documents that the parties agree should be submitted to the Council for consideration of this matter at the conclusion of the remaining schedule in this docket. The parties further request that all remaining dates in the current procedural schedule in this docket as reflected in Council Resolution R-24-49 dated February 1, 2024 and amended by Order of the Hearing Officer dated July 19, 2024 remain unchanged. Considering said unopposed motion, it is ordered that the Advisors’ motion is hereby GRANTED.

This \_\_\_\_\_ day of August 2024.

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JEFFREY S. GULIN, Hearing Officer