

**Doyle Webb**  
Chairman  
(501) 682-5806

**Justin Tate**  
Commissioner  
(501) 682-5806

**Katie Anderson**  
Commissioner  
(501) 682-5806



**Karen Shook**  
Acting Secretary of  
The Commission  
(501) 683-4061

October 5, 2023

Sen. Terry Rice  
Rep. Jeff Wardlaw  
c/o Marty Garrity  
Bureau of Legislative Research  
State Capitol, Rm 315  
Little Rock, Arkansas 72201

RE: PSC Quarterly Reports a/o September 30, 2023

Dear Ms. Garrity:

Enclosed please find the quarterly rate case report of the Arkansas Public Service Commission for the period ending September 30, 2023.

This report is also available on our website at [www.arkansas.gov/psc](http://www.arkansas.gov/psc).

Sincerely,

/s/ Karen Shook

Acting Secretary of the Commission

Enclosure

CC: [amoss@blr.arkansas.gov](mailto:amoss@blr.arkansas.gov)

**ARKANSAS PUBLIC SERVICE COMMISSION**  
**QUARTERLY REPORT ON STATUS OF UTILITY RATE APPLICATIONS**  
**PURSUANT TO ARK. CODE ANN. § 23-4-420**  
**FOR THE QUARTER ENDED**  
**SEPTEMBER 30, 2023**

**GENERAL RATE CASE FILINGS PURSUANT TO ARK. CODE ANN. § 23-4-401**

<b>DOCKET:</b>	15-002-U
<b>CASE STYLE:</b>	In The Matter of Utilities Filing a Notice of Intent to File an Application For A General Change In Rates Pursuant to Rule 8.06 Of The Commission’s Rules of Practice and Procedure
<b>SUMMARY:</b>	<p>Pursuant to Arkansas Code Ann. §23-4-401, every public utility is required to notify the Arkansas Public Service Commission (APSC) in writing of its intention to file an application for a general change or modification in its rates and charges at least sixty (60) but not earlier than ninety (90) days before the application is filed.</p> <ol style="list-style-type: none"> <li>1. On September 14, 2023. Black Hills Energy Arkansas filed its notice of intent to file a general rate case. An application is expected between November 13, 2023 – December 13, 2023.</li> <li>2. On September 20, 2023, Liberty Utilities (Arkansas Water) Corp. filed its notice of intent to file a general rate case. An application is expected between November 19, 2023 – December 19, 2023.</li> <li>3. On September 22, 2023, Summit Utilities Arkansas filed its notice of intent. An application is expected between November 21, 2023 – December 21, 2023.</li> </ol>
<b>PROCEDURAL SCHEDULE:</b>	To be established by Commission Order after the filing of each utility’s application.
<b>STATUTORY FINAL ORDER DEADLINE:</b>	To be determined after the filing of each utility’s application.
<b>GENERAL STAFF CONTACT:</b>	Michael Marchand, Executive Director <a href="mailto:Michael.Marchand@arkansas.gov">Michael.Marchand@arkansas.gov</a>

<b>DOCKET:</b>	22-085-U																																	
<b>COMPANY:</b>	The Empire District Electric Company (Empire)																																	
<b>CASE STYLE:</b>	In The Matter Of The Application Of The Empire District Electric Company For Approval Of A General Change Or Modification In Rates, Charges, And Tariffs																																	
<b>CASE FILED:</b>	February 14, 2023																																	
<b>APPLICATION SUMMARY:</b>	<p>Company's current authorized retail revenue requirement is \$11,033,606. The retail revenue requirement requested is \$18,342,304. The proposed percentage increase by rate class for each year is:</p> <table border="1"> <thead> <tr> <th></th> <th><u>Year 1</u></th> <th><u>Year 2</u></th> <th><u>Year 3</u></th> <th><u>Year 4</u></th> </tr> </thead> <tbody> <tr> <td>Residential</td> <td>14.0%</td> <td>8.7%</td> <td>8.8%</td> <td>8.9%</td> </tr> <tr> <td>Commercial</td> <td>15.6%</td> <td>7.2%</td> <td>7.5%</td> <td>7.7%</td> </tr> <tr> <td>General Power</td> <td>2.9%</td> <td>8.7%</td> <td>8.8%</td> <td>8.9%</td> </tr> <tr> <td>Transmission</td> <td>(8.7%)</td> <td>8.7%</td> <td>8.8%</td> <td>7.0%</td> </tr> </tbody> </table> <p>The estimated monthly impact on the average residential customer under the alternative proposed phase-in is:</p> <table border="1"> <tbody> <tr> <td>Year 1</td> <td>\$11.01 (10.1%)</td> </tr> <tr> <td>Year 2</td> <td>\$12.12 (10.1%)</td> </tr> <tr> <td>Year 3</td> <td>\$13.33 (10.1%)</td> </tr> <tr> <td>Year 4</td> <td>\$14.69 (10.1%)</td> </tr> </tbody> </table>		<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	Residential	14.0%	8.7%	8.8%	8.9%	Commercial	15.6%	7.2%	7.5%	7.7%	General Power	2.9%	8.7%	8.8%	8.9%	Transmission	(8.7%)	8.7%	8.8%	7.0%	Year 1	\$11.01 (10.1%)	Year 2	\$12.12 (10.1%)	Year 3	\$13.33 (10.1%)	Year 4	\$14.69 (10.1%)
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<b>STATUS:</b>	<p>On July 12, 2023, the General Staff of the PSC (Staff) and the Attorney General (AG) filed Direct Testimony and Exhibits.</p> <p>On August 9, 2023, Empire filed Rebuttal Testimony and Exhibits.</p> <p>On September 8, 2023, Staff and the AG filed Surrebuttal Testimony and Exhibits.</p> <p>On September 19, 2023, Empire filed Sur-Surrebuttal Testimony and Exhibits.</p> <p>On September 29, 2023, the Parties to the Docket filed a Joint Motion to Approve Settlement and Cancel the Evidentiary Hearing along with Supporting Testimonies. This Motion is currently being considered by the Commission.</p>																																	



<b>DOCKET:</b>	22-064-U																												
<b>COMPANY:</b>	Liberty Utilities (Pine Bluff Water) Inc. (LUPB)																												
<b>CASE STYLE:</b>	In The Matter Of The Application Of Liberty Utilities (Pine Bluff Water) Inc. For Approval Of A General Change Or Modification In Rates, Charges, And Tariffs																												
<b>CASE FILED:</b>	October 6, 2022																												
<b>APPLICATION SUMMARY:</b>	<p>LUPB’s current authorized retail revenue requirement is \$10,159,516. The retail revenue requirement requested is \$15,283,958. LUPB is proposing an Alternative Proposed Phase-In over three years. The proposed percentage increase by rate class for each year is:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th></th> <th><u>Year 1</u></th> <th><u>Year 2</u></th> <th><u>Year 3</u></th> </tr> </thead> <tbody> <tr> <td>Residential</td> <td>11.8%</td> <td>10.5%</td> <td>9.5%</td> </tr> <tr> <td>Commercial</td> <td>27.0%</td> <td>21.3%</td> <td>17.5%</td> </tr> <tr> <td>Industrial</td> <td>48.0%</td> <td>32.4%</td> <td>24.5%</td> </tr> <tr> <td>Public Authority</td> <td>10.8%</td> <td>9.7%</td> <td>8.9%</td> </tr> <tr> <td>Resale/Bulk</td> <td>0.5%</td> <td>0.5%</td> <td>0.5%</td> </tr> <tr> <td>Private Fire</td> <td>0.0%</td> <td>0.0%</td> <td>0.0%</td> </tr> </tbody> </table> <p>The estimated monthly impact on the average residential customer is \$4.15 or 15.76%.</p> <p>The current authorized return on equity is 9.35% and overall rate of return is 5.35%. The requested return on equity is 10.51% and overall rate of return is 6.56%.</p>		<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	Residential	11.8%	10.5%	9.5%	Commercial	27.0%	21.3%	17.5%	Industrial	48.0%	32.4%	24.5%	Public Authority	10.8%	9.7%	8.9%	Resale/Bulk	0.5%	0.5%	0.5%	Private Fire	0.0%	0.0%	0.0%
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<b>STATUS:</b>	<p>On July 13, 2023, in response to Commission questions propounded in Order No. 6, the Parties to the docket filed Supplemental Testimony.</p> <p>On July 27, 2023, a public comment hearing was held at the Pine Bluff Convention Center.</p> <p>Order No. 7, issued August 4, 2023, approved the previously filed settlement agreement which reflected an estimated increase of \$8.67 per month for the average residential customer with no phase in of rates. Further, the order stated that in recognition of public comments regarding the impact of the rate increase on low-income customers, the Commission directed LUPB to offer customers any available information regarding any</p>																												

	water assistance funds or benefits that may be available through community-based assistance agencies.
<b>REMAINING PROCEDURAL SCHEDULE:</b>	None
<b>STATUTORY FINAL ORDER DEADLINE:</b>	August 5, 2023
<b>GENERAL STAFF CONTACT:</b>	Michael Marchand, Executive Director <a href="mailto:Michael.Marchand@arkansas.gov">Michael.Marchand@arkansas.gov</a>

**FORMULA RATE REVIEW ACT FILINGS PURSUANT TO ARK. CODE ANN. § 23-4-1201**

<b>DOCKET:</b>	23-012-FR
<b>COMPANY:</b>	Southwestern Electric Power Company (SWEPCO)
<b>CASE STYLE:</b>	In The Matter Of The Formula Rate Review Filings of Southwestern Electric Power Company Pursuant To APSC Docket No. 21-070-U
<b>CASE FILED:</b>	April 14, 2023
<b>APPLICATION SUMMARY:</b>	<p>During SWEPCO’s recent rate case, APSC Docket No. 21-070-U, the Company elected to have its rates regulated under the Arkansas Formula Rate Review Act (FRRRA). SWEPCO’s Formula Rate Review Rider (Rider FRR) was approved by the Commission in Order No. 14 of that docket. This is SWEPCO’s first filing under Rider FRR.</p> <p>SWEPCO’s Earned Rate of Return on Common Equity (ERR) reflected in the 2023 Evaluation Report is 6.19% percent. SWEPCO’s Target Rate of Return (TRR) is 9.5%. The ERR falls outside the 50-basis point bandwidth, thus requiring a Revenue Adjustment to bring the ERR to the TRR in accordance with Rider FRR in the amount of \$24.4 million. The FRRRA constrains the total amount of the revenue increase or decrease to 4.0% of the total revenue for any rate class for the Prior Year. Applying the 4.0% constraint calculation results in a Revenue Adjustment of \$15.3 million.</p> <p>The estimated monthly impact of SWEPCO’s request is \$5.27 per month or an increase of 4.4% for the average residential customer.</p>
<b>STATUS:</b>	<p>On July 17, 2023, the Office of the Arkansas Attorney General (AG) submitted a No Errors and Objections (E&amp;O) Letter and Audubon and Sierra Club submitted a Statement of Objection but filed no supporting testimony. On that same day, the Staff filed its 2023 E&amp;O with supporting testimonies.</p> <p>On August 1, 2023, SWEPCO filed Rebuttal Testimony.</p> <p>On August 15, 2023, the Parties to the docket filed a Joint Motion to Approve Settlement Agreement along with Supporting Testimonies.</p> <p>Order No. 6, filed on August 16, 2023, canceled the evidentiary hearing.</p> <p>Order No. 7, issued September 12, 2023, approved the settlement</p>

	agreement which resulted in an increase of \$15,284,088. The total bill impact to the average residential customer is \$5.27 per month or an increase of 4.4%.
<b>REMAINING PROCEDURAL SCHEDULE:</b>	None
<b>FINAL ORDER DEADLINE:</b>	September 25, 2023
<b>GENERAL STAFF CONTACT:</b>	Michael Marchand, Executive Director <a href="mailto:Michael.Marchand@arkansas.gov">Michael.Marchand@arkansas.gov</a>



<b>DOCKET:</b>	16-036-FR										
<b>COMPANY:</b>	Entergy Arkansas, LLC (EAL)										
<b>CASE STYLE:</b>	In The Matter Of The Formula Rate Plan Filings of Entergy Arkansas Pursuant To APSC Docket No. 15-015-U										
<b>CASE FILED:</b>	July 7, 2023										
<b>APPLICATION SUMMARY:</b>	<p>EAL’s Earned Rate of Return on Common Equity reflected in the 2023 Evaluation Report is 8.11 % for the Projected Year and, is 7.29% for the Historical Year. As a result, the total projected revenue change necessary to achieve EAL’s Targeted Rate of Return of 9.65% for the Projected Year and for the Historical Year is \$130.3 million. The total revenue change is based upon a Projected Year deficiency of approximately \$80.5 million for 2024 and a deficiency of approximately \$49.8 million in the Historical Year Netting Adjustment for 2022.</p> <p>The estimated monthly impact of EAL’s request is \$5.55 per month or an increase of 4.3% for the average residential customer.</p>										
<b>STATUS:</b>	Staff and Intervenors are currently evaluating EAL’s request and preparing to file their respective positions on October 4, 2023.										
<b>REMAINING PROCEDURAL SCHEDULE:</b>	<p>Per Order No. 60, issued August 28, 2023:</p> <table> <tr> <td>Staff/Intervenors E&amp;O</td> <td>October 4, 2023</td> </tr> <tr> <td>EAL Response to E&amp;O</td> <td>October 19, 2023</td> </tr> <tr> <td>Settlement or Issues List</td> <td>October 31, 2023</td> </tr> <tr> <td>Response to Settlement</td> <td>November 2, 2023</td> </tr> <tr> <td>Public Evidentiary Hearing</td> <td>November 7, 2023, at 9:30 a.m.</td> </tr> </table>	Staff/Intervenors E&O	October 4, 2023	EAL Response to E&O	October 19, 2023	Settlement or Issues List	October 31, 2023	Response to Settlement	November 2, 2023	Public Evidentiary Hearing	November 7, 2023, at 9:30 a.m.
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<b>FINAL ORDER DEADLINE:</b>	December 13, 2023										
<b>GENERAL STAFF CONTACT:</b>	Michael Marchand, Executive Director <a href="mailto:Michael.Marchand@arkansas.gov">Michael.Marchand@arkansas.gov</a>										