

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-100, SUB 178

In the Matters of:)	
)	
Rulemaking Proceeding to Implement)	MOTION FOR ADMISSION TO
Performance-Based Regulation of)	PRACTICE PURSUANT TO N.C.
Electric Utilities)	GEN. STAT. § 84-4.1

Pursuant to North Carolina General Statutes (“N.C. Gen. Stat.”) §§ 62-60 and 84-4.1 and Rule R1-22 of the North Carolina Utilities Commission (the “Commission”) Rules of Practice and Procedure, Melissa Oellerich Butler of Troutman Pepper Hamilton Sanders LLP respectfully requests the Commission to enter an order permitting her to practice *pro hac vice* before the Commission on behalf of Duke Energy Carolinas, LLC and Duke Energy Progress (together, the “Companies”) in the above-captioned matter.

In support of this motion, Ms. Butler alleges and shows the following:

1. The above-captioned matter is a regulatory proceeding before the Commission governed by North Carolina public utility law.
2. The Companies are limited liability companies, duly organized and existing under the laws of the State of North Carolina and are public utilities under the laws of North Carolina with operations subject to the jurisdiction of this Commission.
3. Ms. Butler is an attorney in good standing, licensed to practice law in the State of Florida, State of Georgia, and State of South Carolina and will appear on behalf of the Companies in the above-captioned proceeding.

4. Ms. Butler's full name, address, and bar identification numbers are:

Melissa Oellerich Butler
Florida State Bar No. 1028780
Georgia State Bar No. 888977
South Carolina State Bar No. 105224
Troutman Pepper Hamilton Sanders LLP
600 Peachtree Street NE, Suite 3000
Atlanta, GA 30308
(404) 885-3939 (phone)
(404) 885-3900 (fax)
melissa.butler@troutman.com

5. Ms. Butler will, unless permitted to withdraw sooner by order of the Commission, continue to represent the Companies in the above-captioned proceeding until the final determination thereof.

6. Ms. Butler has agreed to be subject to the orders and is amenable to the disciplinary action and civil jurisdiction of the General Court of Justice and the North Carolina State Bar in all respects as if she were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

7. The Bars of Florida, Georgia and South Carolina in which Ms. Butler is regularly admitted to practice, grants permission to members of the Bar of North Carolina in good standing to practice *pro hac vice* under circumstances similar to those authorized by N.C. Gen. Stat. § 84-4.1.

8. Ms. Butler, who is counsel for the Companies, is associated for purposes of appearing before the Commission with Jack E. Jirak of Duke Energy, a resident of this state who is duly and legally permitted to practice in the General Court of Justice of North Carolina, upon which service may be had in all matters connected with the legal proceedings, or any disciplinary matter, with the same effect as if personally made on Ms. Butler.

9. Ms. Butler has not been disciplined by any court or lawyer regulatory organization, nor has she had *pro hac vice* privileges revoked.

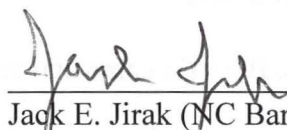
10. The Statements required by N.C. Gen. Stat. § 84-4.1 are attached to this motion.

11. Upon the Commission's issuance of an order granting this Motion, the appropriate filings and fees will be made to the State Treasurer for support of the General Court of Justice and to the North Carolina State Bar as required by N.C. Gen. Stat. § 84-4.1. At that time, Ms. Butler will also file with the Commission a copy of the checks paid as filing fees.

WHEREFORE, the Companies respectfully request that this Motion be granted, and that Melissa Oellerich Butler be allowed to appear before the Commission in this matter.

Respectfully submitted this 5th day of November 2021.

**DUKE ENERGY CAROLINAS, LLC AND
DUKE ENERGY PROGRESS, LLC**



Jack E. Jirak (NC Bar No. 54543)

Duke Energy

P.O. Box 1551

Raleigh, North Carolina 27602

919-546-3527

jack.jirak@duke-energy.com

DEPUTY GENERAL COUNSEL FOR DUKE
ENERGY CAROLINAS, LLC AND
DUKE ENERGY PROGRESS, LLC

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-100, SUB 178

In the Matters of:

Rulemaking Proceeding to Implement
Performance-Based Regulation of
Electric Utilities

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**MOTION FOR ADMISSION TO
PRACTICE PURSUANT TO N.C.
GEN. STAT. § 84-4.1**

BY THE CHAIRMAN: On November 5, 2021, Jack E. Jirak filed a motion with the Commission seeking authority for Melissa Oellerich Butler to appear *pro hac vice* on behalf of Duke Energy Carolinas, LLC and Duke Energy Progress, LLC (the “Companies”) in the above-captioned docket. Ms. Butler is associated with Mr. Jack E. Jirak of Duke Energy, an attorney in good standing in the State of North Carolina, for the purpose of this limited representation.

The Chairman is of the opinion that good cause exists to grant the motion for admission *pro hac vice*.

IT IS, THEREFORE, ORDERED as follows:

1. That Ms. Butler’s motion for admission *pro hac vice* in this proceeding shall be, and is hereby, allowed; and
2. That Ms. Butler’s name and address are as follows:

Melissa Oellerich Butler
Florida State Bar No. 1028780
Georgia State Bar No. 888977
South Carolina State Bar No. 105224
Troutman Pepper Hamilton Sanders LLP
600 Peachtree Street NE, Suite 3000
Atlanta, GA 30308
(404) 885-3939 (phone)
(404) 885-3900 (fax)
melissa.butler@troutman.com
Melissa.butler2@duke-energy.com

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of November 2021.

NORTH CAROLINA UTILITIES COMMISSION
A. Shonta Dunston, Chief Clerk

OFFICIAL COPY

Nov 05 2021

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

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Electric Utilities)	GEN. STAT. § 84-4.1
)	

I, Melissa Oellerich Butler, hereby state that:

1. I am an attorney at law regularly admitted to practice and am in good standing in the State of Florida, the State of Georgia and the State of South Carolina.
2. I am counsel for Duke Energy Carolinas, LLC and Duke Energy Progress, LLC (the “Companies”) and desire to represent the Companies in the above-captioned proceeding, which is currently pending before the North Carolina Utilities Commission (the “Commission”).

3. My full name, address, and bar identification numbers are:

Melissa Oellerich Butler
Florida State Bar No. 1028780
Georgia State Bar No. 888977
South Carolina State Bar No. 105224
Troutman Pepper Hamilton Sanders LLP
600 Peachtree Street NE, Suite 3000
Atlanta, GA 30308
(404) 885-3939 (phone)
(404) 885-3900 (fax)
melissa.butler@troutman.com
Melissa.butler2@duke-energy.com

4. I will, unless permitted to withdraw sooner by order of the Commission, continue to represent the Companies in the above-captioned proceeding until the final determination thereof.

5. I agree, with reference to all matters incident to Commission proceedings, to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the Commission, the General Court of Justice, and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

6. The State of Florida, the State of Georgia, and the State of South Carolina in which I am regularly admitted to practice, grant similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Bar of North Carolina.

7. I have associated, for purposes of appearing and participating in Commission proceedings, with Jack E. Jirak of Duke Energy, P. O. Box 1551, Raleigh, North Carolina 27062, an attorney who is a resident of North Carolina and who is duly and legally admitted to practice in the General Court of Justice of North Carolina, upon whom service may be had in all matters connected with the above-captioned proceedings, or any disciplinary matter, with the same effect as if personally made on me within this state.

8. I have not been disciplined by any court or lawyer regulatory organization and have not had a revocation of any *pro hac vice* admission.

Respectfully submitted this 5th day of November 2021.


Melissa Oellerich Butler

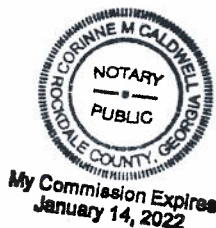
STATE OF GEORGIA

COUNTY OF FULTON

The foregoing instrument was acknowledged before me this 5th day of November 2021, by Melissa Oellerich Butler.


Notary Public

My commission expires: January 14, 2022



STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-100, SUB 178

In the Matters of:


Rulemaking Proceeding to Implement
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**MOTION FOR ADMISSION TO
PRACTICE PURSUANT TO N.C.
GEN. STAT. § 84-4.1**

I, Jack E. Jirak, hereby certify that I am Deputy General Counsel for Duke Energy, P. O. Box 1551, Raleigh, North Carolina 27602 and that Duke Energy Carolinas, LLC and Duke Energy Progress, LLC have requested that Melissa Oellerich Butler of Troutman Pepper Hamilton Sanders LLP represent them in the above-captioned proceeding before the North Carolina Utilities Commission.

This 5th day of November 2021.



Jack E. Jirak
Deputy General Counsel
Duke Energy
P. O. Box 1551
Raleigh, North Carolina 27602
919-546-3527
jack.jirak@duke-energy.com

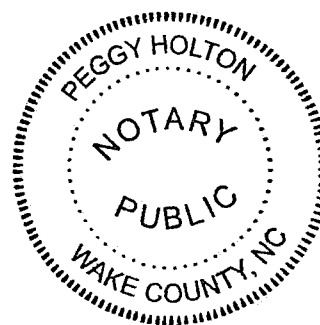
STATE OF NORTH CAROLINA

COUNTY OF Wake

The foregoing instrument was acknowledged before me this 5th day of
November 2021 by Jack E. Jirak

Peggy Holton
Notary Public

My commission expires: 12/22/2021



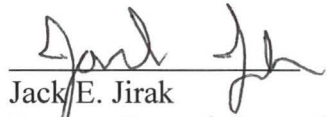
CERTIFICATE OF SERVICE

DOCKET NO. E-100, SUB 178

I hereby certify that a copy of the foregoing **MOTION FOR ADMISSION TO PRACTICE PURSUANT TO N.C. GEN. STAT. § 84-4.1**, as filed in Docket No. E-100, Sub 178 was served by electronic mail (e-mail), hand delivery or by depositing a copy in United States Mail, first class postage prepaid, properly addressed to the parties of record.

This the 5th day of November 2021.

**DUKE ENERGY CAROLINAS, LLC AND
DUKE ENERGY PROGRESS, LLC**



Jack E. Jirak
Deputy General Counsel
Duke Energy
P. O. Box 1551
Raleigh, North Carolina 27602
919-546-3527
jack.jirak@duke-energy.com

DEPUTY GENERAL COUNSEL FOR DUKE
ENERGY CAROLINAS, LLC AND
DUKE ENERGY PROGRESS, LLC