

# CRISP & PAGE, PLLC

An Energy, Utility and Cooperative Law Firm

4010 Barrett Dr., Suite 205  
Raleigh, NC 27609-6622

Telephone (919) 791-0009

Fax (919) 791-0010

www.crisppage.com

## OFFICIAL COPY

July 19, 2018

**FILED**

**JUL 19 2018**


Ms. M. Lynn Jarvis, Chief Clerk  
North Carolina Utilities Commission  
Dobbs Building, Fifth Floor  
430 North Salisbury Street  
Raleigh, North Carolina 27602

Clerk's Office  
N.C. Utilities Commission

Re: Docket No. E-2, Sub 1173; Duke Energy  
Progress, LLC's Fuel Charge Adjustment Proceeding

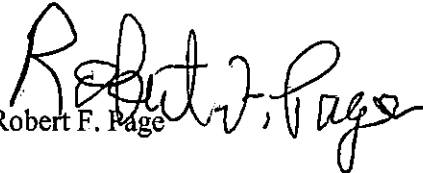
**VIA HAND DELIVERY**

Dear Ms. Jarvis:

We enclose for filing in the above-referenced matter, on behalf of Carolina Utility Customers Association, Inc. ("CUCA"), an original and 33 copies of CUCA's Petition to Intervene. Kindly date-stamp and return to us via our courier the three additional enclosed copies. Please let me know, at your early convenience, if you have any questions concerning this filing. 

Very truly yours,

CRISP & PAGE, PLLC

  
Robert F. Page

Enclosures

cc: Ms. Sharon Miller  
Parties of Record

{00131711.DOCX}

ROBERT F. PAGE  
[rpige@crisppage.com](mailto:rpige@crisppage.com)

CYNTHIA M. CURRIN  
(Of Counsel)  
[ccurrin@crisppage.com](mailto:ccurrin@crisppage.com)

WILLIAM T. CRISP II  
(1924-1992)

FILED

JUL 19 2018

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, Sub 1173

Clerk's Office  
N.C. Utilities Commission

In the Matter of	)	
	)	
Application of Duke Energy Progress,	)	<b>Petition of Carolina Utility Customers</b>
LLC Rule R8-55 Relating to Fuel and	)	<b>Association, Inc. to Intervene</b>
Fuel-Related Charge Adjustments for	)	
Electric Utilities	)	
	)	

Carolina Utility Customers Association, Inc. ("CUCA"), by and through its undersigned counsel, files this Petition pursuant to G.S. 62-72 and Rule R1-19 of the Rules and Regulations of the North Carolina Utilities Commission ("Commission") that CUCA be permitted to intervene and participate in the above-captioned proceeding. In support of this petition, CUCA states as follows:

1. CUCA is a corporation duly organized, validly existing, and in good standing under the laws of the State of North Carolina, with its principal office located at Suite 210, Trawick Professional Center, 1708 Trawick Road, Raleigh, North Carolina 27604. The names and addresses of its principal officers are:

Chair: David J. Lyons  
Gerdau Long Steel North America  
384 Old Grassdale Road NE  
Cartersville, GA 30121

Vice Chair: Sean M. Finsel  
Moen, Inc.  
2609 Cox Mill Road  
Sanford, NC 27332-9727

Executive Director: Sharon C. Miller  
Carolina Utility Customers Association, Inc.  
Suite 210, Trawick Professional Center  
1708 Trawick Road  
Raleigh, North Carolina 27604  
Email: smiller@cucainc.org

2. CUCA's attorney, to whom all communications and pleadings should be addressed, is shown below. Copies of all communications and pleadings should also be served on CUCA's Executive Director Sharon Miller.

Robert F. Page  
Crisp & Page, PLLC  
4010 Barrett Drive, Suite 205  
Raleigh, NC 27609  
Telephone: (919) 791-0009  
Facsimile: (919) 791-0010  
Email: rpage@crisppage.com

3. CUCA is an organization of industrial utility customers whose member companies maintain numerous industrial manufacturing facilities and employ thousands of workers throughout the State of North Carolina, including the territory in which Duke Energy Progress, LLC ("DEP") has been authorized by the Commission to sell electricity at retail.

4. CUCA's member companies use electricity sold by DEP in the operation of their manufacturing plants. The availability of an adequate supply of electricity at a reasonable price is critical to the economic viability of CUCA's member companies. DEP's filing will affect the rates associated with DEP's sale of electricity to CUCA members. As a result, CUCA has a vital interest in the matters at issue in the above-captioned proceeding and should be permitted to intervene and participate.

5. CUCA agrees to accept electronic service of all filings in the Docket.

WHEREFORE, CUCA respectfully requests that the Commission enter an order allowing CUCA to intervene and fully participate in the above-captioned proceeding, including the right to discovery, and to otherwise exercise all statutory rights provided to Intervenors under North Carolina law.

This, the 19<sup>th</sup> day of July, 2018.

CRISP & PAGE, PLLC

By: Robert F. Page  
Robert F. Page  
N.C. State Bar No. 3307  
4010 Barrett Drive, Suite 205  
Raleigh, NC 27609  
(919) 791-0009 Telephone  
(919) 791-0010 Fax  
rpage@crisppage.com Email

**CERTIFICATE OF SERVICE**

I, the undersigned counsel for CUCA, do hereby certify that a copy of the foregoing Petition to Intervene was served upon all parties of record in this proceeding, or their legal counsel, by electronic mail.

This, the 19<sup>th</sup> day of July, 2018.

Robert F. Page  
Robert F. Page

**ELECTRONIC SERVICE LIST**

Mr. Lawrence B. Somers, Duke Energy Corporation – bo.somers@duke-energy.com  
Ms. Kendrick C. Fentress, Duke Energy Corporation – Kendrick.Fentress@duke-energy.com  
Mr. David Tsai, Progress Energy Carolinas – Davis.Tsai@duke-energy.com  
Ms. Dawn Sutton, Duke Energy Progress – dawn.sutton@duke-energy.com  
Ms. Warren K. Hicks, Bailey & Dixon LLP – whicks@bdixon.com  
Mr. Ralph McDonald, Bailey & Dixon LLP – rmcDonald@bdixon.com  
Mr. Brett E. Breitschwerdt, McGuire Woods, LLP – bbreitschwerdt@mcguirewoods.com  
Mr. Robert W. Kaylor, Law Office of Robert W. Kaylor - bkaylor@rwkaylorlaw.com  
Mr. Dwight Allen, Allen Law Offices, PLLC – dallen@theallenlawoffices.com  
Mr. Peter H. Ledford, NCSEA – peter@energync.org  
Mr. Benjamin W. Smith, NCSEA – ben@energync.org  
Mr. David Drooz, Public Staff-NCUC – david.drooz@psncuc.nc.gov

STATE OF NORTH CAROLINA

VERIFICATION

COUNTY OF WAKE

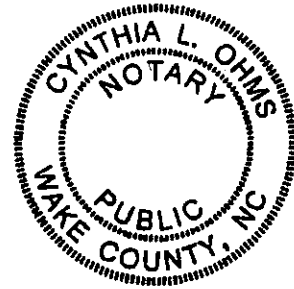
Sharon C. Miller, being duly sworn, deposes and says that she is the Executive Director of Carolina Utility Customers Association, Inc., the Intervenor herein; that she has read the foregoing Petition of Carolina Utility Customers Association, Inc., to Intervene, and knows the contents thereof, and that the same is true of her own knowledge, except as to those matters herein state upon information and belief, and as to those, she believes them to be true; and that this verified petition be used as an affidavit.

This the 19<sup>th</sup> day of July, 2018.

Sharon C. Miller  
SHARON C. MILLER

SWORN to and subscribed before me,  
This the 19<sup>th</sup> day of July, 2018.

Cynthia L. Ohms  
Notary Public



My Commission Expires: 2-3-2020