# LAW OFFICE OF ROBERT W. KAYLOR, P.A.

353 EAST SIX FORKS ROAD, SUITE 260 RALEIGH, NORTH CAROLINA 27609 (919) 828-5250 FACSIMILE (919) 828-5240

June 1, 2021

### **VIA ELECTRONIC FILING**

Ms. Kimberley A. Campbell Chief Clerk North Carolina Utilities Commission 4325 Mail Service Center Raleigh, NC 27699-4300

RE: Duke Energy Carolinas, LLC and the Public Staff's Joint Motion to

**Excuse Witnesses** 

Docket No. E-7, Sub 1246

Dear Ms. Campbell:

Enclosed for filing in the above-referenced docket, please find Duke Energy Carolinas, LLC and the Public Staff's Joint Motion for Witnesses to be Excused from Appearance at Evidentiary Hearing.

Sincerely,

Robert W. Kaylor, P.A.

Robert W. Koyla

Enclosure

cc: Parties of Record

## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-7, SUB 1246

#### BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of:	)	
	)	
Application of Duke Energy Carolinas, LLC	)	DUKE ENERGY CAROLINAS,
for Approval of Renewable Energy and	)	LLC'S AND THE PUBLIC STAFF'S
Energy Efficiency Portfolio Standard	)	JOINT MOTION FOR WITNESSES
(REPS) Compliance Report and Cost	)	TO BE EXCUSED FROM
Recovery Rider Pursuant to N.C. Gen. Stat.	)	APPEARANCE AT EVIDENTIARY
62-133.8 and Commission Rule R8-67	)	HEARING

NOW COME Duke Energy Carolinas, LLC ("DEC" or the "Company") and the Public Staff – North Carolina Utilities Commission ("Public Staff") and jointly request that the North Carolina Utilities Commission ("Commission") issue an order excusing certain witnesses from testifying at the June 1, 2021 Evidentiary Hearing in this matter. In support of this joint motion, DEC and the Public Staff show as follows:

- 1. On February 23, 2021, DEC pre-filed the direct testimony and exhibits of Megan W. Jennings and Veronica I. Williams in support of the Company's application in this docket.
- 2. On May 5, 2021, DEC filed the supplemental testimony and revised exhibits of witnesses Jennings and Williams, updating information filed previously, correcting the number of renewable energy certificates ("RECs") earned from net metering non time-of-use demand ("NMNTD") customers, and proposing to remove RECs that DEC recorded from time-of-use net metered customers.

- 3. On May 10, 2021, the Public Staff filed the testimony of Jay B. Lucas and the affidavit of Charles A. Akpom recommending approval of the Company's Renewable Energy and Energy Efficiency Portfolio Standard Compliance Report, the revised rates set forth in DEC's supplemental testimony, the correction of NMNTD RECs, and the proposal to remove RECs that DEC recorded from time-of-use net metered customers.
- 4. On May 11, 2021, the Commission issued an order granting waiver of the one-year limit on prior period adjustments contained in the NC-RETS Operating Procedures and required DEC to work with the NC-RETS Administrator to transfer NMNTD RECs as recommended by the Public Staff.
- 5. Counsel for DEC has consulted with counsel for all parties to this docket, and all parties agree to waive cross-examination of Company witness Williams and Public Staff witness Lucas and offer no objection to the introduction of their testimony and exhibits into the record.
- 6. The Public Staff has authorized the undersigned to file this Joint Motion on its behalf.

WHEREFORE, DEC and the Public Staff respectfully request that Company witness Williams and Public Staff witness Lucas be excused from appearing at the June 1, 2021 hearing in this docket and that the pre-filed testimony, exhibits, and affidavits of the respective witnesses be received into evidence and made part of the record in this matter.

Respectfully submitted, this the 1st day of June, 2021.

Robert W. Koyla

Robert W. Kaylor 353 E. Six Forks Road, Ste. 260 Raleigh, North Carolina 27609 Tel 919-828-5250 bkaylor@rwkaylorlaw.com

Kendrick C. Fentress Associate General Counsel Duke Energy Corporation P.O. Box 1551/NCRH 20 Raleigh, North Carolina 27602 Tel 919.546.6733 Kendrick.Fentress@duke-energy.com

Attorneys for Duke Energy Carolinas, LLC

#### **CERTIFICATE OF SERVICE**

I certify that a copy of Duke Energy Carolinas, LLC and the Public Staff's Joint Motion to Excuse Witnesses, in Docket No. E-7, Sub 1246, has been served by electronic mail, hand delivery, or by depositing a copy in the United States Mail, 1<sup>st</sup> Class Postage Prepaid, properly addressed to parties of record.

This the 1<sup>st</sup> day of June, 2021.

Robert W. Kaylor

Robert W. Kayla

Law Office of Robert W. Kaylor, P.A. 353 E. Six Forks Road, Suite 260

Raleigh, NC 27609 Tel: 919.828.5250

bkaylor@rwkaylorlaw.com

North Carolina State Bar No. 6237