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October 18, 2017

VIA ELECTRONIC FILING

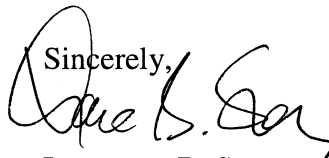
M. Lynn Jarvis
Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4300

**RE: Duke Energy Carolinas, LLC and Duke Energy Progress, LLC's
Motion to Strike NC WARN Comments
Docket No. E-100, Sub 147**

Dear Ms. Jarvis:

I enclose Duke Energy Carolinas, LLC and Duke Energy Progress, LLC's Motion to Strike NC WARN Comments, for filing in connection with the referenced matter.

Thank you for your attention to this matter. If you have any questions, please let me know.

Sincerely,

Lawrence B. Somers

Enclosures

cc: Parties of Record

OFFICIAL COPY

Oct 18 2017

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-100, SUB 147

In the Matter of)	
)	DUKE ENERGY CAROLINAS,
2017 Integrated Resource Plan Update)	LLC AND DUKE ENERGY
Reports and Related 2017 REPS)	PROGRESS, LLC'S MOTION TO
Compliance Plans)	STRIKE NC WARN
)	COMMENTS
)	

NOW COME Duke Energy Carolinas, LLC ("DEC") and Duke Energy Progress, LLC ("DEP") (collectively the "Companies"), pursuant to North Carolina Utilities Commission ("Commission") Rule R8-60 and R1-7, and move the Commission to strike the October 11, 2017 North Carolina Waste Awareness and Reduction Network's ("NC WARN") Initial Comments. In support of this motion, the Companies show as follows:

Commission Rule R8-60 requires the Companies to furnish the Commission a biennial Integrated Resource Plan ("IRP") report in even-numbered years that contains the specific information set out in Commission Rule R8-60. In odd-numbered years, the Companies must file an annual report updating the Companies' most recently filed biennial reports. Consistent with Commission Rule R8-60(j), DEC and DEP filed their 2017 IRP Update Reports on September 1, 2017.

Unlike the process for comment on the biennial reports, Commission Rule R8-60(l) only allows intervenors to file comments on the IRP Update Reports if leave is granted by the Commission. Furthermore, such intervenor IRP Update Report comments shall be allowed "only if the Commission deems it necessary" and, if so, limited to such scope of issues identified by the Commission. Rather than filing a motion with the

Commission for leave to file comments as required, however, NC WARN simply filed substantive comments on the Companies' 2017 IRP Update Reports and attached a report¹.

The Companies assert that NC WARN has shown no compelling reason why they should be allowed to file these comments. The NC WARN Comments simply restate the very same meritless opinions and allegations that they have filed in this docket as well as previous IRP dockets, and which have consistently been rejected by the Commission. *See e.g., Order Approving Integrated Resource Plan Annual Update Reports and REPS Compliance Plans*, Docket No. E-100, Sub 137 (June 30, 2014) (approving the Companies' 2013 IRPs and failing to adopt any recommendations put forth by NC WARN in its comments); *Order Approving Integrated Resource Plans and REPS Compliance Plans*, Docket No. E-100, Sub 141 (June 26, 2015) (failing to adopt any of NC WARN's 2014 IRP recommendations and stating that while an intervenor had the right to file an IRP of its own, the IRP of the intervenor should conform to the information and analytic requirements of Commission Rule R8-60(c)(i). The Commission further concluded that, "To the extent NC WARN intended for its comments to be construed as an alternative IRP for Duke, the Commission finds and concludes that NC WARN's proposal was inadequate with respect to data, modeling and analysis." Order at p. 13).

In the most recent IRP Update proceeding, Docket No. E-100 Sub 141, NC WARN filed a motion for leave to file comments on the Companies' 2015 IRP Updates and attached its proposed comments. The Companies objected on the grounds that the comments restated the same opinions and allegations that NC WARN has filed

¹"North Carolina Clean Path 2025: Achieving an Economical Clean Energy Future," August 2017.

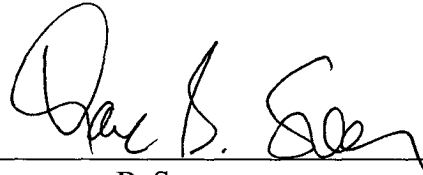
previously. The Commission agreed with the Companies and denied NC WARN's motion, stating "Rule R8-60(1) limits intervenor comments, when permitted by leave of the Commission, to those issues identified by the Commission. Thus, it is intended and will be helpful if parties will file their motion for leave to file comments and identify the issues that they seek to address." (November 23, 2015 *Order Denying Leave to File Comments and Declining to Accept Comments*, Docket No. E-100, Sub 141, at p.3)

Further, in response to the Companies' biennial 2016 IRPs, NC WARN filed comments challenging the Companies' load forecasts, reserve margins and proposed investment in natural gas infrastructure. The Companies filed reply comments pointing out that NC WARN's comments regurgitated past claims and failed to offer realistic proposals for reliable and affordable electricity in the State. In its June 27, 2017 *Order Accepting Integrated Resource Plans and Accepting REPS Compliance Plans* in Docket No. E-100, Sub 147, the Commission approved the Companies' 2016 IRPs and did not adopt any recommendations put forth by NC WARN in its comments in the docket.

Commission Rule R8-60(1) allows intervenors to file "an update report of its own as to any utility." The Companies contend that the report attached to NC WARN's Comments contains the same rejected arguments set forth by NC WARN in this and previous IRP dockets, does not even attempt to conform to the requirements of Commission Rule R8-60(c)(i), and will in no meaningful way assist the Commission in this proceeding. Therefore, NC WARN's comments should not be accepted into the record in this proceeding.

WHEREFORE, for the reasons set forth above, the Companies respectfully move the Commission to strike NC WARN's Comments, including the report attached thereto, and not accept them into the record in this docket.

This the 18th day of October, 2017.



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CERTIFICATE OF SERVICE

I certify that a copy of Duke Energy Carolinas, LLC and Duke Energy Progress, LLC's Motion to Strike NC WARN Comments, in Docket No. E-100, Sub 147, has been served by electronic mail, hand delivery or by depositing a copy in the United States mail, postage prepaid to the following parties of record:

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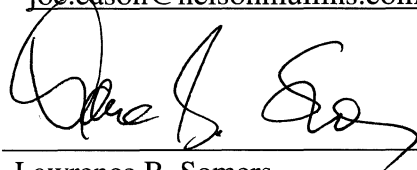
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This is the 18th day of October, 2017.

By: _____



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