STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-22, SUB 588

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

)	ORDER EXCUSING EXPERT
)	WITNESSES, ACCEPTING
)	TESTIMONY, CANCELING
)	HEARING, AND REQUIRING
)	FILING OF PROPOSED ORDERS
)	
))))

BY THE PRESIDING COMMISSIONER: On August 11, 2020, Virginia Electric and Power Company, d/b/a Dominion Energy North Carolina (DENC), filed an application in the above-captioned docket for approval of renewable energy and energy efficiency port, programs pursuant to N.C.G.S. § 62-133.8 and Commission Rule R8-67. In addition, DENC filed testimony and exhibits (testimony), of George E. Hitch, Elizabeth B. Lecky, and Emilia L. Catron in support of its application.

On September 14, 2020, the Commission issued a Scheduling Order that, among other things, scheduled this matter for a hearing be held remotely via Webex beginning immediately following the hearing in Docket Nos. E-22, Sub 590, which is scheduled to begin on Webex on Tuesday, November 17, 2020, at 10:00 a.m. In addition, the Scheduling Order required DENC to publish a Public Notice of the hearing. The Public Notice stated that persons who wanted to provide public witness testimony at the hearing should register with the Public Staff by telephone or email, and that only individuals registered with the Public Staff by 5:00 p.m. on Monday, November 9, 2020, will be allowed to testify at the hearing.

On October 26, 2020, the Public Staff filed the testimony of Jeffrey T. Thomas and the affidavit of Iris Morgan. No other party filed testimony.

On November 4, 2020, DENC filed a letter in the docket advising the Commission that it would not be filing rebuttal testimony.

On November 10, 2020, DENC and the Public Staff (Movants), filed a joint motion requesting that Movant's expert witnesses be excused from attending the expert witness hearing, and that their testimony and affidavit be received into evidence. Movants stated that they have reached agreement on all issues, and that each agrees to waive cross-examination of the other party's witnesses. Movants further stated that Carolina Industrial Group for Fair Utility Rates I, the other party to this docket, has also agreed to waive cross-examination of DENC's and the Public Staff's witnesses.

Based on the foregoing and the record, the Presiding Commissioner finds good cause to excuse all DENC and Public Staff witnesses from testifying at the hearing, to receive the witnesses' prefiled testimony, exhibits, and affidavit into evidence, and to cancel the hearing.

Further, the Presiding Commissioner finds good cause to require that the parties file proposed orders, joint proposed orders, or briefs on or before December 17, 2020.

IT IS, THEREFORE, ORDERED as follows:

- 1. That DENC's and the Public Staff's witnesses are excused from testifying at the expert witness hearing on November 17, 2020, and the witnesses' prefiled testimony, exhibits, and affidavit are hereby admitted into evidence;
- 2. That the expert witness hearing scheduled immediately following the hearing in Docket No. E-22, Sub 590, which is scheduled to begin on Webex on Tuesday, November 17, 2020, at 10:00 a.m., is hereby canceled; and
- 3. That on or before December 17, 2020, the parties shall file proposed orders, joint proposed orders, or briefs.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of November, 2020.

NORTH CAROLINA UTILITIES COMMISSION

Janice H. Fulmore, Deputy Clerk