

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-100, SUB 31

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Petition by North Carolina Waste Awareness )  
and Reduction Network for a Declaratory ) REPORT OF THE  
Ruling Regarding Solar Facility Financing ) PUBLIC STAFF  
Arrangements and Status as a Public Utility )

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission, by and through its Executive Director, Christopher J. Ayers, and pursuant to the *Order Issuing Declaratory Ruling* entered April 15, 2016, in the above-captioned docket, respectfully submits the following report of the results to date of its audit of NC WARN’s books of account to determine the extent to which NC WARN has billed Faith Community Church for electric service, the amount of such billings, and the amount to be refunded to the Church.

Based upon its audit, the Public Staff has determined that NC WARN billed the Church a total of \$245.27 for electric service rendered from June 30, 2015, through March 25, 2016. These billings represent consumption totaling 4563 kWh at a rate of \$0.05 per kWh, plus tax at 7.5%.

The *Order Issuing Declaratory Ruling* requires NC WARN to refund to the Church, with 10% interest, all billings it has made to the Church. The Public Staff would normally calculate interest on the amount of each bill from the date it was paid until the date the

refund is to be made.<sup>1</sup> However, in its Notice of Compliance with the conditions in the Order, filed on May 5, 2016, NC WARN indicates that after the Public Staff audit, the amount of payments received plus interest will be placed in the trust account of its attorney until the resolution of its appeal from the Commission's Order.<sup>2</sup> The Commission may wish to consider whether NC WARN's proposal regarding the timing of the refund is consistent with its Order. In any event, until a refund date is established, the Public Staff will be unable to calculate interest on the billings and report the total amount to be refunded to the Church.

Respectfully submitted this the 16<sup>th</sup> day of June, 2016.

PUBLIC STAFF  
Christopher J. Ayers  
Executive Director

Electronically submitted  
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<sup>1</sup> For example, a refund date of April 1, 2016, would have resulted in interest in the amount of \$7.99.

<sup>2</sup> NC WARN filed its notice of appeal and exceptions on May 16, 2016.

**CERTIFICATE OF SERVICE**

I certify that a copy of this Report of the Public Staff has been served on all parties of record or their attorneys, or both, by United States mail, first class or better; by hand delivery; or by means of facsimile or electronic delivery upon agreement of the receiving party.

This the 16<sup>th</sup> day of June, 2016.

Antoinette R. Wike  
Chief Counsel