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North Carolina Court of Appeals

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No. P16-368

STATE OF NORTH CAROLINA EX
REL. UTILITIES COMMISSION;
PUBLIC STAFF-NORTH CAROLINA
UTILITIES COMMISSION; AND DUKE
ENERGY PROGRESS, LLC,

RESPONDENTS,

V.

NC WARN AND THE CLIMATE TIMES,

PETITIONERS.

FILED

JUN 07 2016

Clerk's Office
N.C. Utilities Commission

From N.C. Utilities Commission
(1089 E-2, SUB)

ORDER

The following order was entered:

The 'Petition for Writ of Certiorari' and 'Petition for Writ of Supersedeas' filed in this cause by N.C. Waste Awareness and Reduction Network and The Climate Times on 19 May 2016 are decided as follows: The petition for writ of certiorari is allowed for the limited purpose of vacating and remanding the order entered on 10 May 2016 by the North Carolina Utilities Commission setting an appeal bond. On remand, the Commission shall, in its discretion, set bond in an amount that is in accordance with N.C. Gen. Stat. 62-82(b) and based upon competent evidence. Because we vacate the Commission's order, we dismiss the petition for writ of supersedeas as moot.

By order of the Court this the 7th of June 2016.

WITNESS my hand and the seal of the North Carolina Court of Appeals, this the 7th day of June 2016.

Daniel M. Horne Jr.
Clerk, North Carolina Court of Appeals

Copy to:
Mr. Matthew D. Quinn, Attorney at Law, For NC Warn, et al
Ms. Gail L. Mount, Chief Clerk, For Utilities Commission
Mr. Sam Watson, General Counsel, For Utilities Commission

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Hon. Geneva Thigpen, Utilities Commission