

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-22, SUB 589

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Virginia Electric and Power	)	ORDER EXCUSING EXPERT
Company, d/b/a Dominion Energy North	)	WITNESSES, ACCEPTING
Carolina, for Approval of Demand-Side	)	TESTIMONY, CANCELING
Management and Energy Efficiency Cost	)	EXPERT WITNESS HEARING,
Recovery Rider under N.C.G.S. § 62-133.9	)	AND REQUIRING FILING OF
and Commission Rule R8-69	)	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 cost recovery for DENC's demand-side management and energy efficiency (DSM/EE), programs pursuant to N.C.G.S. § 62-133.9 and Commission Rule R8-69. In addition, DENC filed testimony and exhibits (testimony), of Michael T. Hubbard, Deanna R. Kesler, Jarvis E. Bates, Elizabeth B. Lecky, Robert E. Miller, and Casey R. Lawson in support of its application.

On September 14, 2020, the Commission issued a Scheduling Order that, among other things, scheduled this matter for a public witness and expert witness hearing be held remotely via Webex beginning immediately following the hearings in Docket Nos. E-22, Subs 590 and 588, which are 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 public witness hearing.

On October 26, 2020, the Public Staff filed the testimony of Michael C. Maness, John R. Hinton, and David M. Williamson. No other party filed 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 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 expert witness hearing, to receive the witnesses' prefiled testimony and exhibits into evidence, and to cancel the expert witness hearing.

Further, the Presiding Commissioner finds good cause to require that the parties file proposed orders, or a joint proposed order, on or before December 17, 2020, and that the parties file briefs by the same date, if they desire to file briefs.

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 and exhibits are hereby admitted into evidence;

2. That the expert witness hearing scheduled immediately following the hearings in Docket Nos. E-22, Subs 590 and 588, which are 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, or a joint proposed order, and may file briefs if they so desire.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of November, 2020.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, appearing to read "Janice H. Fulmore", is written over a light gray circular stamp.

Janice H. Fulmore, Deputy Clerk