## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-2, SUB 1177 DOCKET NO. E-7, SUB 1172

## BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

Docket No. E-2, Sub 1177	
In the Matter of	)
Cube Yadkin Generation, LLC,	)
Complainant	)
v.	)
Duke Energy Progress, LLC	)
Respondent	)
	MOTION TO WITHDRAW
Docket No. E-7, Sub 1172	) AS COUNSEL
In the Matter of	)
Cube Yadkin Generation, LLC,	)
Complainant	)
	)
V.	)
Duke Energy Carolinas, LLC	)
Respondent	)

Pursuant to Rule R1-7 of the Rules and Regulations of the North Carolina Utilities Commission and Rule 1.16(b) of the North Carolina Rules of Professional Conduct, the undersigned moves for an order allowing Phillip A. Harris, Jr. to withdraw as counsel of record on behalf of Cube Yadkin Generation, LLC ("Cube Yadkin") in the above dockets. The undersigned will be leaving the law firm of Kilpatrick Townsend & Stockton, LLP on August 13, 2021 to take another position that will preclude his continuing representation of Cube Yadkin. Joseph S. Dowdy and Benjamin L. Snowden of Kilpatrick Townsend & Stockton LLP will continue to serve as counsel of record on behalf of Cube Yadkin in these dockets. The client has received notice of

the withdrawal motion and believes that the withdrawal can be accomplished without material adverse effect on the interests of Cube Yadkin, good cause for the withdrawal exists, and therefore, justifiable cause exists to grant this motion. Counsel for the Respondents in the above dockets were contacted and they consent to this motion.

WHEREFORE, the undersigned respectfully request that the Commission issue an order allowing Phillip A. Harris, Jr. to withdraw as counsel of record for Complainant Cube Yadkin.

Respectfully submitted this 28th day of July, 2021.

## KILPATRICK TOWNSEND & STOCKTON LLP

By: /s Phillip A. Harris Jr.

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Attorney for Cube Yadkin Generation, LLC

## **CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing *Consent Motion to Withdraw* has been served by electronic mail, hand delivery, or by depositing a copy in the United States Mail, 1st Class Postage Prepaid, properly addressed to parties of record.

This the 28th day of July, 2021.

/s Phillip A. Harris Jr.

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