

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-7, SUB 1213
DOCKET NO. E-7, SUB 1214
DOCKET NO. E-7, SUB 1187
DOCKET NO. E-2, SUB 1219

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-7, SUB 1213)	
)	
In the Matter of)	
Petition of Duke Energy Carolinas, LLC, for)	
Approval of Prepaid Advantage Program)	
)	
DOCKET NO. E-7, SUB 1214	)	ORDER REQUIRING DUKE
	)	ENERGY CAROLINAS, LLC, AND
In the Matter of	)	DUKE ENERGY PROGRESS, LLC,
Application by Duke Energy Carolinas, LLC,	)	TO FILE AN UPDATED LIST OF
for Adjustment of Rates and Charges	)	WITNESSES, ORDER OF THE
Applicable to Electric Utility Service in	)	WITNESSES, AND ESTIMATED
North Carolina	)	TIMES FOR CROSS-
	)	EXAMINATION OF EACH
DOCKET NO. E-7, SUB 1187	)	WITNESS FOR EACH PHASE OF
	)	THE HEARING
In the Matter of)	
Application of Duke Energy Carolinas, LLC for)	
an Accounting Order to Defer Incremental)	
Storm Damage Expenses Incurred as a)	
Result of Hurricanes Florence and Michael)	
and Winter Storm Diego)	
)	
DOCKET NO. E-2, SUB 1219)	
)	
In the Matter of)	
Application by Duke Energy Progress, LLC,)	
for Adjustment of Rates and Charges)	
Applicable to Electric Utility Service in)	
North Carolina)	

BY THE PRESIDING COMMISSIONERS: On September 30, 2019, Duke Energy Carolinas, LLC (DEC), filed an application for a general rate case in Docket No. E-7, Sub 1214 (Sub 1214). On October 30, 2019, Duke Energy Progress, LLC (DEP), filed an application for a general rate case in Docket No. E-2, Sub 1219 (Sub 1219). In Sub 1214 and Sub 1219 (collectively, rate case dockets), the expert witness hearings were initially

scheduled to begin on March 23, 2020, and May 4, 2020, respectively. Separate hearings for DEC and DEP (collectively, Duke or the Companies) have been postponed due to the COVID-19 pandemic.

On June 17, 2020, the Commission issued an Order Adopting Procedures for Expert Witness Hearings which, among other things, in part consolidated the expert witness hearings, set that consolidated, remote hearing to begin on Monday, July 27, 2020, at 2:00 p.m., solely for the purpose of considering testimony on topics for which the evidence is identical in both the DEC and DEP rate cases, and ordered Duke to consult with the parties and file a list of topics, if any, that the parties believe may be heard during the consolidated phase of the hearing, together with a list of witnesses, order of witnesses, and estimated times for cross-examination of each witness for each phase of the hearing.

On July 2, 2020, Duke filed with the Commission a Consolidated Hearing Issues Matrix, a list of topics that all parties either support or do not oppose being heard during the consolidated phase of the hearing, together with a list of witnesses to be called for all portions of the evidentiary hearing, the order of witnesses, and each party's estimated time for cross-examination as gathered by the parties. Also on July 2, 2020, Duke filed with the Commission a Joint Motion to Excuse Witnesses from Attending Evidentiary Hearing.

On July 9, 2020, the Commission issued an Order Accepting Recommended Consolidated Issues for Remote Expert Witness Hearing and Postponing Separate Issue Hearings.

On July 16, 2020, the Commission issued an Order Excusing Several Witnesses from Testifying at Expert Witness Hearings.

Between July 9 and July 24, 2020, several intervenor parties agreed to partial settlements with Duke. Various parties also filed motions to allow the filing of supplemental and/or rebuttal testimony, to excuse witnesses, and to make special accommodations for witnesses. Parties also filed with the Commission lists of potential exhibits for cross-examination during the consolidated, remote hearing.

On July 27, 2020, Duke and the Public Staff (Movants) made a Joint Motion to Postpone Hearing and Additional Procedural Deadlines. In support of the continuance, Movants stated that the Public Staff reached partial settlements in principle with each of the Companies regarding several remaining issues involved in DEC's and DEP's pending rate cases (July 27 Settlements), including issues that otherwise would have been litigated between the parties during the consolidated hearing. Movants further stated that the Public Staff and the Companies would file the stipulations and agreements memorializing the July 27 Settlements on or before August 3, 2020, and that they anticipated that the July 27 Settlements will eliminate the need for a substantial amount of cross-examination of witnesses. Moreover, Movants believed that the delay in the hearing schedule will give all parties and the Commission an opportunity to review the

July 27 Settlements prior to beginning the hearing, which potentially would lead to shorter and more efficient hearings.

On July 27, 2020, the Commission issued an Order Granting the Joint Motion and Further Rescheduling Consolidated Remote Hearing. Among other things, the Commission ordered that the consolidated, remote hearing in the above-captioned proceedings be rescheduled to begin on Monday, August 24, 2020, at 2:00 p.m., and that the Companies would have until August 5, 2020, to file additional testimony.

On July 31, 2020, Duke and the Public Staff filed a Second Agreement and Stipulation of Partial Settlement between the Public Staff and each of the Companies with supporting testimony.

Based on the foregoing and the records in these dockets, and in light of the substantial action and procedural changes that have occurred since July 2, 2020, the Presiding Commissioners find good cause to require Duke to consult with each of the parties and file an updated list of witnesses, order of witnesses, and estimated times for cross-examination of each witness for all portions of the evidentiary hearing for the rate case dockets (Updated Witness List). The Updated Witness List should take into consideration not only Movants' July 27 Settlements, but also the several other partial settlements that Duke has entered into with other intervenors, as well as the orders issued by the Commission excusing numerous witnesses from testifying at the hearings. In addition, the Updated Witness List should note the attorney appearing for each party as a participant for each witness. Duke shall file the Updated Witness List as soon as practicable but no later than August 7, 2020.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 4th day of August, 2020.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Kimberley A. Campbell". The signature is written in a cursive, flowing style.

Kimberley A. Campbell, Chief Clerk