

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-2, SUB 1159  
DOCKET NO. E-7, SUB 1156

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of

Joint Petition of Duke Energy Carolinas, LLC,	)	ORDER POSTPONING
and Duke Energy Progress, LLC, for	)	TRANCHE 2 CPRE RFP
Approval of Competitive Procurement of	)	SOLICITATION AND SCHEDULING
Renewable Energy Program	)	TECHNICAL CONFERENCE

BY THE COMMISSION: On December 17, 2018, in the above-captioned proceeding, the Commission issued an Order that, among other things, authorized Duke Energy Carolinas, LLC (DEC) and Duke Energy Progress, LLC (DEP) (together, Duke) to implement the Competitive Procurement of Renewable Energy (CPRE) Program plan filed with the Commission on September 1, 2018, in Docket No. E-100, Sub 157, on an interim basis, including the scheduled opening of the Tranche 2 CPRE RFP Solicitation in July 2019, and the other adjustments to the proposed schedule of RFP Solicitations (December Order).<sup>1</sup> The December Order granted that authorization “without prejudice as to the right of any party to file comments with the Commission regarding the CPRE Program plans, or the Commission to order changes in the CPRE Program plans.” The December Order also directed Duke to file certain interim reports on the status of the Tranche 1 CPRE RFP Solicitation and allowed the other parties to this proceeding to file comments.

Since the Commission issued its December Order, the Commission has received the required interim reports from the Independent Administrator of the CPRE Program (IA) and comments from the following parties: Duke, the Public Staff, First Solar, Inc. (First Solar), and the North Carolina Clean Energy Business Alliance (NCCEBA). The Commission has carefully reviewed the parties’ comments and, based upon that review, the Commission finds good cause to schedule a technical conference to address certain issues in dispute, as more specifically identified herein. To accommodate the parties’ participation in the technical conference and the Commission’s forthcoming decision on the CPRE Program plan, the Commission further finds good cause to specify the issues to be addressed at the technical conference and to postpone the opening of the RFP response period for the Tranche 2 CPRE RFP Solicitation.

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<sup>1</sup> Duke filed the CPRE Program plan as a part of its integrated resource plan filings, as permitted by Commission Rule R8-71(g)(1). The December Order also directed the parties who desire to provide comments on the CPRE Program plan to do so in the above-captioned dockets and not in Docket No. E-100, Sub 157.

The technical conference scheduled pursuant to this Order shall encompass only the following issues and the impact that these issues have on the CPRE Program: (1) the need for more detailed locational guidance and when that guidance should be published to market participants; (2) the reasonableness of the energy storage protocol that is a part of the CPRE pro forma power purchase agreement (PPA); (3) the reasonableness of the dispatchable PPA proposed by First Solar for purposes of the CPRE Program; and (4) how to structure a “bid refresh” procedure and what amendments need to be made to Commission Rule R8-71(f)(3) to authorize that procedure. In particular, the Commission directs the parties to address how to structure the bid refresh procedure and to not revisit the question of whether to incorporate a bid refresh procedure into the CPRE Program. Again, the Commission has reviewed and taken under advisement all the comments submitted relative to these issues, and has not reached a decision about any of the contested issues in this proceeding.

IT IS, THEREFORE, ORDERED as follows:

1. That the proposed July 2019 opening of the RFP response period for the Tranche 2 CPRE RFP Solicitation shall be, and is hereby, postponed;
2. That on or before May 16, 2019, the parties who desire to provide comments on, and/or propose revisions to Commission Rule R8-71(f)(3) to accomplish, the incorporation of a bid refresh procedure, shall file their comments and/or proposed revisions with the Commission; and
3. That a technical conference for the purpose of receiving further comments and arguments from the parties regarding the issues enumerated in this Order shall be, and is hereby, scheduled for May 23, 2019, at 10:00 a.m. in the Commission Hearing Room, 2115 Dobbs Building, 430 N. Salisbury St., Raleigh, North Carolina.

ISSUED BY ORDER OF THE COMMISSION.

This the 1<sup>st</sup> day of May, 2019.

NORTH CAROLINA UTILITIES COMMISSION

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

Janice H. Fulmore, Deputy Clerk