

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-100, SUB 31

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Petition by North Carolina Waste Awareness ) SECOND  
and Reduction Network for a Declaratory ) NOTICE OF COMPLIANCE  
Ruling Regarding Solar Facility Financing )  
Arrangements and Status as a Public Utility )

NOW COMES NC WARN with a second notice of its compliance with the conditions in the Commission's Order Issuing Declaratory Ruling, April 15, 2016, in light of the N.C. Supreme Court's decision, *State ex. rel. Utilities Comm'n v. NC WARN*, Docket 350A17 (May 11, 2018).

In its Order, the Commission required NC WARN to take a series of actions:

a. NC WARN shall refund to the Faith Community Church with 10% interest on all billings it has made to the Church and all further billings until it ceases to so bill.

Attached is the letter to the Faith Community Church which explains how NC WARN will process their refund. The total of the five payments was \$245.24, with the 10% interest calculated from the time the payment was made by the Church to NC WARN until June 8, 2018, for a total of \$306.93. The check to the Church for this amount was made in part from the attorney trust fund of Matthew Quinn of \$269.80 and the remaining \$37.13 is being paid by NC WARN with a separate check.

As noted in NC WARN's notice of compliance, May 5, 2016, NC WARN did not bill the Church after the Commission's Order.

b. NC WARN shall file with the Commission a verified representation that it has ceased and desisted and, until further notice of the Commission, will continue to cease and desist any further attempt to provide electric service for compensation to any consumers in North Carolina.

NC WARN represents to the Commission it has ceased and desisted and, until further notice of the Commission, will continue to cease and desist any further attempt to provide electric service for compensation to any consumers in North Carolina. The attached statement by NC WARN Executive Director, James E. Warren, verifies this statement.

It should be noted for the record, NC WARN never attempted to provide a similar service to any party other than the Church.

c. NC WARN shall cease and desist from advertising and promoting any facet of its solar program that contains as a factor the sale of electric power.

NC WARN represents to the Commission it ceased and desisted from advertising and promoting any facet of its solar program that contains as a factor the sale of electric power. The attached statement by NC WARN Executive Director, James E. Warren, verifies this statement.

It should be noted for the record, NC WARN never attempted to provide electric service to any party other than the Church. Further, it has never

advertised or promoted any facet of its solar program containing as a factor the sale of electric power, beyond of simply informing its membership, the public, and the media about its arrangement with the Church.

d. NC WARN shall comply with the representation in its petition to donate the PV system installed on the Church's building to the Church and assist the Church in filing a new docket to amend the report of proposed construction with the Commission and, if the Church desires, a registration statement pursuant to Commission Rule R8-66.

As shown in the attached letter to the Church, NC WARN has donated the PV system to the Church in compliance with provisions in the power purchase agreement between the two parties.

It should be noted that in 2016, NC WARN raised the necessary funds, in excess of \$25,000, and donated an additional 3.92 kW solar system to the Church, along with providing a variety of energy efficiency and weatherization upgrades. Notice of this expanded solar system was filed on February 11, 2016, by Yes Solar Solutions, the solar installer, in Docket SP-5157. In addition to the present filing, NC WARN will file a statement in that docket stating the Church is sole owner of the entire 9.12 kW system.

THEREFORE, NC WARN, with the support of the Church, requests the Commission accept the verified statements in this second notice as compliance with the Commission's Order.

Respectfully submitted, this is the 8<sup>th</sup> day of June 2018.

FOR NC WARN

*/s/ John D. Runkle*

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John D. Runkle  
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CERTIFICATE OF SERVICE

I hereby certify that I have this day served copies of the NOTICE OF COMPLIANCE on the parties of record by deposit in the U.S. Mail, postage prepaid, or by email transmission.

This is the 8<sup>th</sup> day of June 2018.

*/s/ John D. Runkle*

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Attorney at Law

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-100, SUB 31

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Petition by North Carolina Waste Awareness )  
and Reduction Network for a Declaratory ) VERIFICATION  
Ruling Regarding Solar Facility Financing )  
Arrangements and Status as a Public Utility )

I, James Warren, Executive Director of NC WARN, verify that the contents of the  
above Second Notice of Compliance filed in this docket and the representations  
contained in it are true to the best of my knowledge.

James Warren  
James Warren

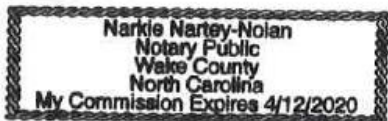
Date 6/8/18

Sworn to and subscribed before me  
This the 8th day of June, 2018

Nankie Nantey-Nolan  
Notary Public

My commission expires: 4/12/2020

(seal)





**BUILDING PEOPLE POWER FOR CLIMATE & ENERGY JUSTICE**

June 8, 2018

To: Faith Community Church

From: NC WARN

Re: Donation of solar installation

Pursuant to our power purchase agreement, NC WARN is donating the initial 5.2 kw solar system to the Faith Community Church. This is in compliance with the Commission's Order and subsequently upheld by the NC Supreme Court.

NC WARN is further refunding payments made by the Faith Community Church of \$306.93, which includes 10% interest as ordered by the NC Utilities Commission. You will receive a check for \$269.80 from the attorney trust fund of Matthew Quinn and the remaining \$37.13 from NC WARN.

NC WARN will amend the registration in Utilities Commission Docket SP-5157 to reflect the full ownership of the solar system by Faith Community Church.

Please sign and return a copy to us to show you have received this memo and have accepted the solar installation.

Thank you for working so cooperatively with us on this ground-breaking project. We really appreciate the partnership.

\_\_\_\_\_  
On behalf of NC WARN  
Date: \_\_\_\_\_

\_\_\_\_\_  
On behalf of the Faith Community Church  
Date: \_\_\_\_\_