



**NORTH CAROLINA
PUBLIC STAFF
UTILITIES COMMISSION**

July 25, 2018

M. Lynn Jarvis, Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, NC 27699-4300

RE: Docket Nos. SP-100, Sub 31 and SP- 5157, Sub 0

Dear Ms. Jarvis:

On June 8, 2018, the North Carolina Waste Awareness and Reduction Network ("NC WARN") filed a Second Notice of Compliance pursuant to the Commission's April 15, 2016 *Order Issuing Declaratory Ruling*. In that Order, the Commission required, *inter alia*, that NC WARN refund its charges to Faith Community Church ("Church") and stop all electric service to the Church, and that the Public Staff audit NC WARN and file periodic reports of the results of its audit.

On May 5, 2016, NC WARN filed a Notice of Compliance, stating that it collected \$245.24 from the Church between June 30, 2015, and March 25, 2016, and that the \$245.24, plus 10% interest equaling \$269.80, was placed into an attorney trust account until the resolution of the case.

On May 11, 2018, the Supreme Court of North Carolina filed a per curiam opinion, affirming the Court of Appeals majority opinion filed September 19, 2017, and the Commission's April 15, 2016, Order resolving the case.

In NC WARN's June 8, 2018, Second Notice of Compliance, NC WARN stated that it would refund the Church's payments totaling \$245.24, plus 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. NC WARN also stated that it would comply with the representation in its petition that it would donate the PV system installed on the Church's building to the Church and assist the Church in filing an amendment to the report of proposed construction and registration statement with the Commission pursuant to Commission Rule R8-66. Also on June 8, 2018, NC WARN filed an Amendment to Ownership of Solar Installment in Docket No. SP-5157, Sub 0, stating that the Church now owns the PV installation on its roof.

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M. Lynn Jarvis, Chief Clerk
Page Two
July 25, 2018

The Public Staff has followed up with NC WARN and is satisfied that NC WARN has refunded the total amount of charges with interest to the Church and transferred ownership of the PV system to the Church. Due to the nature of this case, the Public Staff respectfully requests that the Commission require the Church to file an amended Report of Proposed Construction form in compliance with Commission Rule R8-65 in Docket No. SP-5751, Sub 0.

Sincerely yours,

Electronically submitted
/s/ Robert B. Josey
robert.josey@psncuc.nc.gov

c: Parties of Record