

# STYERS, KEMERAIT & MITCHELL

attorneys+counselors@law

1101 Haynes Street, Suite 101  
Raleigh, North Carolina 27604  
919.600.6270

StyersKemerait.com

cmitchell@StyersKemerait.com  
919.600.6277

## OFFICIAL COPY

January 18, 2013

### VIA HAND DELIVERY

Ms. Gail Mount  
Chief Clerk  
North Carolina Utilities Commission  
Fifth Floor, Room 5063  
430 N. Salisbury Street  
Raleigh, NC 27603

**FILED**  
JAN 18 2013  
Clerk's Office  
N.C. Utilities Commission

**Re: Motion to Amend Renewable Energy Group's Petition to Intervene  
In the Matter of Biennial Determination of Avoided Cost Rates for Electric  
Utility Purchases from Qualifying Facilities-2012  
Docket E-100, Subs 127 and 136**

Dear Ms. Mount:

Enclosed for filing in the above-referenced dockets is an original and thirty-one (31) copies of a Motion to Amend Renewable Energy Group's Petition to Intervene in the above referenced docket.

Please stamp the extra copy as "Filed" and return to me via our courier.

Thank you for your assistance with regard to this matter. If you have any questions concerning this submission, please do not hesitate to contact me.

Regards,

  
Charlotte A. Mitchell

Enclosures

cc: All parties of record

M. Gray Styers, Jr.  
Karen M. Kemerait  
Charlotte A. Mitchell  
Deborah K. Ross

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**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

**FILED**

**JAN 18 2013**

*Clerk's Office  
N.C. Utilities Commission*

DOCKET NO. E-100, SUB 136

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION:

In the Matter of:	)	
	)	
Biennial Determination of Avoided	)	<b>MOTION TO AMEND</b>
Cost Rates for Electric Utility Purchases	)	<b>RENEWABLE ENERGY</b>
from Qualifying Facilities - 2012	)	<b>GROUP'S</b>
	)	<b>PETITION TO INTERVENE</b>

NOW COMES RENEWABLE ENERGY GROUP ("REG"), by and through its undersigned attorneys, and requests to amend its Petition to Intervene, as filed on November 9, 2012, to include three (3) additional renewable energy companies who wish to join REG as Petitioners in this proceeding. The three (3) additional companies are HelioSage Energy ("HelioSage"), NC Hydro Group ("NC Hydro"), and Sunlight Partners, LLC ("Sunlight"). These three (3) new entities, along with Argand Energy Solutions, LLC ("Argand"), Birdseye Renewable Energy, LLC ("Birdseye"), Carolina Solar Energy, LLC ("CSE"), Community Energy Solar, LLC ("CES"), ENlight Solar, LLC ("ENlight"), FLS Energy, Inc. ("FLS"), Mid-Atlantic Renewable Energy Coalition ("MAREC"), National Renewable Energy Corporation ("NARENCO"), O2 Energies, Inc. ("O2"), SfL+a Architects, PA ("SfL+a"), Solbridge Energy, LLC ("Solbridge"), Strata Solar, LLC ("Strata"), SunEdison ("SunEdison"), Sunpower Corporation ("Sunpower"), and Sustainable Energy Solutions ("Sustainable"), will collectively be referred to as "Renewable Energy Group", "REG", or "Petitioners" upon approval of this request. In support of this Motion, REG alleges as follows:

1. The names and addresses of the three (3) additional entities are as follows:

Mr. Chris Quarterman  
Nelson Teague, Esq.  
HelioSage Energy  
117 4<sup>th</sup> Street, SE  
Charlottesville, VA 22902  
E-mail: [cquarterman@heliosage.com](mailto:cquarterman@heliosage.com)  
E-mail: [nteague@heliosage.com](mailto:nteague@heliosage.com)

NC Hydro Group  
c/o Andrew Givens  
620 N. West Street, Suite 103  
Raleigh, NC 27603  
E-mail: [acgivens@cardinalenergy.com](mailto:acgivens@cardinalenergy.com)

Sunlight Partners, LLC  
c/o Keith Colson  
4215 E. McDowell Road, Suite 212  
Mesa, Arizona 85215  
E-mail: [keith.colson@sunlightpartners.com](mailto:keith.colson@sunlightpartners.com)

2. Petitioners' representatives in this proceeding, to whom all notices, pleadings and other documents related to this proceeding should be directed, are as follows:

Charlotte A. Mitchell, Esq.  
Styers, Kemerait & Mitchell, PLLC  
1101 Haynes Street, Suite 101  
Raleigh, NC 27604  
Telephone: 919/600-6277  
Fax: 919/600-6290  
[cmitchell@styerskemerait.com](mailto:cmitchell@styerskemerait.com)  
Counsel for all Petitioners

3. The issues raised by the Commission's Order of June 18, 2012, filed in this docket, Establishing Biennial Proceeding, Requesting Data and Scheduling Public Hearing, including, but not limited to, those issues pertaining to certain responsibilities for determining each utilities avoided costs with respect to rates for purchases from small power production facilities and pursuant to Section 62-156 of

the North Carolina General Statutes which requires the Commission to determine the rates to be paid by electric utilities for power purchased from small power producers, have a direct impact on each of these Petitioners' businesses as operators, developers, suppliers, installers, designers, builders and / or managers of qualifying facilities entitled to the avoided costs set in this docket.

4. That each of the three (3) new entities requesting to intervene have a sincere and direct interest in this proceeding and no other parties can adequately represent the Petitioners' interests.

5. That the addition of these three (3) new entities intervening in this docket shall cause no hardships on any of the other parties hereto.

6. That all deadlines set forth in the Order Establishing Discovery Schedule and Extending Times as filed by the North Carolina Utilities Commission ("Commission") on December 28, 2012 shall not be hindered by granting this request allowing the additional Petitioners' participation in this docket and will not delay the proceedings or unduly burden the process of deciding the issues in this docket.

7. That it is more cost effective for each of the three (3) additional entities (small power producers) to join with others of like interests in this matter and intervene as part of the group of companies represented as REG.

8. Petitioners agree to accept electronic service of all filings in this docket.

9. Petitioners ask that the Commission make them full parties to this proceeding with the right to engage in discovery, call witnesses, cross-examine other parties' witnesses and be heard on all matters relative to the issues involved.

WHEREFORE, REG, respectfully requests that the Commission issue an Order accepting REG's Motion to Amend its Petition to Intervene in the above-referenced docket pursuant to Section 62-72 of the North Carolina General Statutes and Rule R1-19 of the Rules and Regulations of the Commission and grant them leave allowing the three (3) additional entities referenced above to join with the other members of record of REG and to intervene in this proceeding and participate fully as parties and Petitioners in this docket.

Respectfully submitted this 18<sup>th</sup> day of January, 2013.

STYERS, KEMERAIT & MITCHELL, PLLC



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Charlotte A. Mitchell

State Bar No. 34106

1101 Haynes Street, Suite 101

Raleigh, North Carolina 27604

Telephone: 919-600-6277

[cmitchell@styerskemerait.com](mailto:cmitchell@styerskemerait.com)

### **CERTIFICATE OF SERVICE**

It is hereby certified that the foregoing Motion to Amend REG's Petition to Intervene has been served this day by hand delivery, electronic mail or by depositing copies of same in a depository under the exclusive care and custody of the United States Postal Service in postage prepaid envelopes and properly addressed as follows:

Ms. Kendal C. Bowman  
Deputy General Counsel  
Duke Energy  
P. O. Box 1551  
Raleigh, NC 27602-1551  
E-mail: [Kendal.Bowman@pgnmail.com](mailto:Kendal.Bowman@pgnmail.com)

Mr. Kendrick Fentress  
Associate General Counsel  
Progress Energy Carolinas, Inc.  
P. O. Box 1551  
Raleigh, NC 27602-1551  
Email: [Kendrick.Fentress@duke-energy.com](mailto:Kendrick.Fentress@duke-energy.com)

Robert W. Kaylor  
Law Office of Robert W. Kaylor, P.A.  
3700 Glenwood Avenue, Suite 330  
Raleigh, NC 27612  
E-mail: [rwkaylor@duke-energy.com](mailto:rwkaylor@duke-energy.com)  
Counsel for: Duke Energy Carolinas

Richard M. Feathers  
Vice President and Associate General Counsel  
NC Electric Membership Corporation  
P. O. Box 27306 (27611-7306)  
3400 Sumner Boulevard  
Raleigh, NC 27616  
E-mail: [rick.feathers@ncemcs.com](mailto:rick.feathers@ncemcs.com)

Horace P. Payne, Jr.  
Senior Counsel  
William H. Baxter, II  
Dominion Resources Services, Inc.  
Law Department  
P. O. Box 26532 (23261)  
120 Tredegar Street  
Richmond, VA 23219  
E-mail: [Horace.p.payne@dom.com](mailto:Horace.p.payne@dom.com)  
E-mail: [William.h.baxter@dom.com](mailto:William.h.baxter@dom.com)

Christopher J. Ayers  
Poyner Spruill, LLP  
P. O. Box 1801 (27602)  
301 Fayetteville Street, Suite 1900  
Raleigh, NC 27601  
E-mail: [cayers@poynerspruill.com](mailto:cayers@poynerspruill.com)  
Counsel for Western Carolina University  
And New River Light and Power Company

Michael D. Youth  
Attorney at Law  
P. O. Box 6465  
Raleigh, NC 27628  
E-mail: [Michael@energync.org](mailto:Michael@energync.org)  
Counsel for NCSEA

James P. West  
West Law Offices, P.C.  
Two Hannover Square, Suite 2325  
434 Fayetteville Street  
Raleigh, NC 27601  
E-mail: [jwest@westlawpc.com](mailto:jwest@westlawpc.com)  
Counsel for: Public Works Commission  
of the City of Fayetteville

Steve Blanchard  
General Manager  
Fayetteville Public Works Commission  
P. O. Box 1089  
Fayetteville, NC 28302-1089  
E-mail: [steve.blanchard@faypwc.com](mailto:steve.blanchard@faypwc.com)

David Trego  
Chief Operations Officer – Electric Systems  
Fayetteville Public Works Commission  
P. O. Box 1089  
Fayetteville, NC 28302-1089  
E-mail: [david.trego@faypwc.com](mailto:david.trego@faypwc.com)

Dwight E. Davis  
Booth & Associates, Inc.  
5811 Glenwood Avenue  
Raleigh, NC 27612  
Email: [davisde@booth-assoc.com](mailto:davisde@booth-assoc.com)

Robert F. Page  
Crisp, Page & Currin, L.L.P.  
4010 Barrett Drive, Suite 205  
Raleigh, NC 27609-6622  
E-mail: [rpage@cpclaw.com](mailto:rpage@cpclaw.com)  
Counsel for: Carolina Utility Customers Association, Inc.

Sharon C. Miller  
Executive Director  
Carolina Utility Customers Association, Inc.  
Trawick Professional Center, Suite 210  
1708 Trawick Road  
Raleigh, NC 27604  
E-mail: [smiller@cucainc.org](mailto:smiller@cucainc.org)

Antoinette Wike  
Public Staff – Legal  
North Carolina Utilities Commission  
4326 Mail Service Center  
Raleigh, NC 27699-4326  
E-mail: [Antoinette.Wike@psncuc.nc.gov](mailto:Antoinette.Wike@psncuc.nc.gov)

This 18<sup>th</sup> day of January, 2013.



Charlotte A. Mitchell

Styers, Kemerait & Mitchell, PLLC  
1101 Haynes Street, Suite 101  
Raleigh, NC 27604  
Telephone: 919/600-6270