

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. EMP-104, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of Fern Solar, LLC for a)
Certificate of Public Convenience and)
Necessity to Construct a 100-MW Solar)
Facility in Edgecombe County, North Carolina)
	ORDER CANCELLING PUBLIC HEARING

BY THE CHAIRMAN: On November 27, 2018, Fern Solar, LLC (Applicant) filed an application pursuant to N.C.G.S. § 62-110.1 and Commission Rule R8-63 for a certificate of public convenience and necessity (CPCN) to construct a 100-MW_{AC} solar photovoltaic (PV) electric generating facility to be located in Edgecombe County, North Carolina, and to be operated as a merchant plant. The Applicant also filed a registration statement seeking registration of the facility as a new renewable energy facility.

On December 7, 2018, the Public Staff filed a Notice of Completeness stating that the Public Staff has reviewed the application as required by Commission Rule R8-63(d) and that the Public Staff considers the application to be complete. In addition, the Public Staff requested that the Commission issue a procedural order setting the application for hearing, requiring public notice pursuant to N.C.G.S. § 62-82, and addressing other procedural matters.

On December 20, 2018, the Commission issued an Order Scheduling Hearings, Requiring Testimony, Establishing Procedural Guidelines and Requiring Public Notice (Scheduling Order). The Scheduling Order, among other things, scheduled a public hearing on Wednesday, February 6, 2019, at 7:00 p.m. at the Edgecombe County Courthouse in Tarboro, North Carolina, for the purpose of receiving testimony regarding the application, and required the Applicant to publish public notice of the hearing in a newspaper having general circulation in Edgecombe County once a week for four consecutive weeks. Further, the Scheduling Order provided that the Commission may cancel the public hearing if no substantial written complaints regarding the proposed facility were filed on or before Monday, January 28, 2019.

On January 31, 2019, the Applicant filed an affidavit of publication, evidencing that the Applicant cause to be published notice of the hearing in the Rocky Mount Telegram as required by the Scheduling Order.

The Commission has not received any written complaints regarding the proposed facility.

Based upon the foregoing and the entire record herein, the Chairman finds good cause to cancel the public hearing scheduled in this docket for Wednesday, February 6, 2019, at 7:00 p.m. at the Edgecombe County Courthouse in Tarboro, North Carolina. The Commission will proceed as it deems appropriate in its consideration of the application.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 31st day of January, 2019.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, appearing to read "Janice H. Fulmore". The signature is written in a cursive, flowing style.

Janice H. Fulmore, Deputy Clerk