

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

**STAFF CONFERENCE AGENDA
OCTOBER 22, 2018**

COMMISSION STAFF

NO AGENDA ITEMS

PUBLIC STAFF

B. NATURAL GAS

- P1. DOCKET NO. G-9, SUB 666 – PETITION OF PIEDMONT NATURAL GAS COMPANY, INC., FOR APPROVAL OF A NEW COMPRESSED NATURAL GAS FUEL PURCHASE AGREEMENT

EXPLANATION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Purchase Agreement between Piedmont and Sheehy Mail Contractors, Inc. (Sheehy or Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On June 2, 2015, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont's Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont's standard CNG rebate matrix and is based on the customer's anticipated usage. As part of the renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff has reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommends that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed; (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission; and (3) allowing the New Agreement

to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommends that the Commission's order states that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

EXHIBIT: A proposed order is attached as Exhibit No. P-1.

RECOMMENDATION: (Naba/Coleman/Culpepper) That the Commission issue the proposed order allowing the Termination Agreement and New Agreement to become effective as filed, and authorizing Piedmont to provide CNG service pursuant to the New Agreement.

P2. DOCKET NO. G-9, SUB 670 – PETITION OF PIEDMONT NATURAL GAS COMPANY, INC., FOR APPROVAL OF A NEW COMPRESSED NATURAL GAS FUEL PURCHASE AGREEMENT

EXPLANATION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Services Purchase Agreement between Piedmont and J. Rayl Transport, Inc. (J. Rayl or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-12.

On August 31, 2015, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont's Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont's standard CNG rebate matrix and is based on the customer's anticipated usage. As part of the renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff has reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommends that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed; (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission; and (3) allowing the New Agreement to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommends that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

EXHIBIT: A proposed order is attached as Exhibit No. P-2.

RECOMMENDATION: (Naba/Coleman/Culpepper) That the Commission issue the proposed order allowing the Termination Agreement and New Agreement to become effective as filed, and authorizing Piedmont to provide CNG service pursuant to the New Agreement.

P3. DOCKET NO. G-9, SUB 678 – PETITION OF PIEDMONT NATURAL GAS COMPANY, INC., FOR APPROVAL OF A NEW COMPRESSED NATURAL GAS FUEL PURCHASE AGREEMENT

EXPLANATION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Services Purchase Agreement between Piedmont and W.W. Transport, Inc. (W.W. Transport or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On January 26, 2016, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont's Rate Schedule 142. On November 7, 2016, in this docket, the Commission also approved an amendment to the Original Agreement. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont's standard CNG rebate matrix and is based on the customer's anticipated usage. As part of renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement as amended. Piedmont stated that no other customer will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff has reviewed the Termination Agreement, the New Agreement and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommends that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommends that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

EXHIBIT: A proposed order is attached as Exhibit No. P-3.

RECOMMENDATION: (Gilbert/Coleman/Culpepper) That the Commission issue the proposed order allowing the Termination Agreement and New Agreement to become effective as filed, and authorizing Piedmont to provide CNG service pursuant to the New Agreement.

P4. DOCKET NO. G-9, SUB 704 – PETITION OF PIEDMONT NATURAL GAS COMPANY, INC., FOR APPROVAL OF A NEW COMPRESSED NATURAL GAS FUEL PURCHASE AGREEMENT

EXPLANATION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Purchase Agreement between Piedmont and Valley Proteins, Inc. (Valley Proteins or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On June 27, 2017, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont's Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont's standard CNG rebate matrix and is based on the customer's anticipated usage. As part of the renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff has reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommends that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommends that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

EXHIBIT: A proposed order is attached as Exhibit No. P-4.

RECOMMENDATION: (Gilbert/Coleman/Culpepper) That the Commission issue the proposed order allowing the Termination Agreement and New Agreement to become effective as filed, and authorizing Piedmont to provide CNG service pursuant to the New Agreement.

C. COMMUNICATIONS

P1. FILING OF INTERCONNECTION AGREEMENT AMENDMENT BY AT&T

EXPLANATION: The following interconnection agreement amendment was filed for Commission approval during the month of August 2018:

BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina (AT&T)

Docket No. P-55, Sub 1637

Amendment filed on August 1, 2018, to an existing interconnection agreement with Dialog Telecommunications, Inc., approved June 6, 2006. The amendment implements changes pursuant to the *Connect America Fund et al.*, WC Docket No. 10-90 et al., Report and Order issued by the Federal Communications Commission on November 18, 2011, in FCC 11-161, and as amended by the FCC on December 23, 2011, in FCC 11-189 (FCC ICC Reform Order).

The changes implement intercarrier compensation rates reflected in the Pricing Sheet(s) in Exhibit A, for the termination of all Section 251(b)(5). Traffic exchanged between the parties, and supersedes the existing rate elements for purposes of reciprocal compensation. Also, the parties agree to replace Section N, which addresses notices and the contact information to be used by the companies.

This filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Act provides for the filing of such agreements and amendments with the state commission and approval or rejection by the state commission within 90 days after filing. On June 18, 1996, the Commission issued an Order in Docket No. P-100, Sub 133, allowing interim operation under negotiated agreements filed as public records prior to Commission approval of the agreements.

The Public Staff has reviewed this filing and recommends Commission approval.

RECOMMENDATION: (Proffitt/Fennell) That an order be issued approving the amendment effective on the date it was filed. The Public Staff has provided a copy of the proposed order to the Commission's Legal Staff.

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. G-9, SUB 666

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Petition of Piedmont Natural Gas Company)	ORDER APPROVING
Inc., for Approval of a New Compressed Gas)	AGREEMENT
Fuel Purchase Agreement)	

BY THE COMMISSION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Purchase Agreement between Piedmont and Sheehy Mail Contractors, Inc. (Sheehy or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On June 2, 2015, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont's Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont's standard CNG rebate matrix and is based on the customer's anticipated usage. As part of the renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff presented this matter at the Commission's Regular Staff Conference on October 22, 2018. The Public Staff stated it had reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommended that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement.

The Public Staff also recommended that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

The Commission, having carefully reviewed the Termination Agreement and the New Agreement between Piedmont and the Customer, concludes that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission. Accordingly, the Commission finds good cause to allow the Termination Agreement and the New Agreement to become effective as filed and to authorize Piedmont to provide service to the Customer under the New Agreement as recommended by the Public Staff.

IT IS, THEREFORE, ORDERED as follows:

1. That the Termination Agreement between Piedmont and Customer is hereby allowed to become effective as filed.
2. That the New Agreement between Piedmont and Customer is hereby allowed to become effective as filed authorizing Piedmont to provide CNG service pursuant to the New Agreement as filed in this docket.
3. That authorizing Piedmont to provide CNG service to the Customer pursuant to the New Agreement filed in this docket neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of _____, 2018.

NORTH CAROLINA UTILITIES COMMISSION

M. Lynn Jarvis, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. G-9, SUB 670

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Petition of Piedmont Natural Gas Company)	ORDER APPROVING
Inc., for Approval of a New Compressed Gas)	AGREEMENT
Fuel Purchase Agreement)	

BY THE COMMISSION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Purchase Agreement between Piedmont and J. Rayl Transport, Inc. (J. Rayl or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On August 31, 2015, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont’s Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont’s standard CNG rebate matrix and is based on the customer’s anticipated usage. As part of the renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff presented this matter at the Commission’s Regular Staff Conference on October 22, 2018. The Public Staff stated it had reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommended that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and authorizing Piedmont to provide service to the Customer pursuant to the New Agreement.

The Public Staff also recommended that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

The Commission, having carefully reviewed the Termination Agreement and the New Agreement between Piedmont and the Customer, concludes that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission. Accordingly, the Commission finds good cause to allow the Termination Agreement and the New Agreement to become effective as filed and to authorize Piedmont to provide service to the Customer under the New Agreement as recommended by the Public Staff.

IT IS, THEREFORE, ORDERED as follows:

1. That the Termination Agreement between Piedmont and the Customer is hereby allowed to become effective as filed.
2. That the New Agreement between Piedmont and the Customer is hereby allowed to become effective as filed authorizing Piedmont to provide CNG service pursuant to the New Agreement as filed in this docket.
3. That authorizing Piedmont to provide CNG service to the Customer pursuant to the New Agreement filed in this docket neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in a future proceeding.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of _____, 2018.

NORTH CAROLINA UTILITIES COMMISSION

M. Lynn Jarvis, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. G-9, SUB 678

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Petition of Piedmont Natural Gas Company) Inc., for Approval of a New Compressed Gas) Fuel Purchase Agreement)	ORDER APPROVING AGREEMENT
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BY THE COMMISSION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Services Purchase Agreement between Piedmont and W.W. Transport, Inc. (W.W. Transport or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On January 26, 2016, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont’s Rate Schedule 142. On November 7, 2016, in this docket, the Commission approved an amendment to the Original Agreement. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont’s standard CNG rebate matrix and is based on the customers anticipated usage. As part of renegotiation process, Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement as amended. Piedmont stated that no other customer will be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff presented this matter at the Commission’s Regular Staff Conference on October 22, 2018. The Public Staff stated it had reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommended that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and

authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommended that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in question in a future proceeding.

The Commission, having carefully reviewed the Termination Agreement and the New Agreement between Piedmont and the Customer, concludes that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission. Accordingly, the Commission finds good cause to allow the Termination Agreement and the New Agreement to become effective as filed and to authorize Piedmont to provide service to the Customer under the New Agreement as recommended by the Public Staff.

IT IS, THEREFORE, ORDERED as follows:

1. That the Termination Agreement between Piedmont and the Customer is hereby allowed to become effective as filed.

2. That the New Agreement between Piedmont and the Customer is hereby allowed to become effective as filed authorizing Piedmont to provide CNG services pursuant to the New Agreement as filed in this docket.

3. That authorizing Piedmont to provide CNG service to the Customer pursuant to the New Agreement filed in this docket neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in a future proceeding.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of _____, 2018.

NORTH CAROLINA UTILITIES COMMISSION

M. Lynn Jarvis, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. G-9, SUB 704

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Petition of Piedmont Natural Gas Company)	ORDER APPROVING
Inc., for Approval of a New Compressed Gas)	AGREEMENT
Fuel Purchase Agreement)	

BY THE COMMISSION: On May 23, 2018, Piedmont Natural Gas Company, Inc. (Piedmont or the Company), filed a petition requesting Commission approval of (1) a new Compressed Natural Gas (CNG) Fuel Purchase Agreement between Piedmont and Valley Proteins, Inc. (Valley Proteins or the Customer) (New Agreement), and (2) termination of its existing CNG Fuel Purchase Agreement (Original Agreement) between Piedmont and the Customer, pursuant to a CNG Fuel Services Termination Agreement (Termination Agreement). Piedmont submitted the New Agreement and the Termination Agreement under seal on the grounds that they are confidential and proprietary and have been designated as such pursuant to N.C. Gen. Stat. § 132-1.2.

On June 27, 2017, in this docket, the Commission approved the Original Agreement, which provided for CNG fuel purchase services to the Customer under Piedmont’s Rate Schedule 142. The New Agreement will allow customers to qualify for rebates across a small tiered matrix of usage set out in Piedmont’s standard CNG rebate matrix and is based on the customer’s anticipated usage. As part of the renegotiation process Piedmont and the Customer also entered into the Termination Agreement to terminate the Original Agreement. Piedmont stated that no other customers would be impacted by the New Agreement and that the New Agreement is in the public interest.

The Public Staff presented this matter at the Commission’s Regular Staff Conference on October 22, 2018. The Public Staff stated it had reviewed the Termination Agreement, the New Agreement, and other information provided by Piedmont in response to Public Staff data requests. Based on its investigation, the Public Staff determined that the terms of the New Agreement are within the parameters set forth in N.C. Gen. Stat. § 62-140. The Public Staff recommended that the Commission issue an order: (1) allowing the Termination Agreement to become effective as filed, (2) concluding that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission, and (3) allowing the New Agreement to become effective as filed and

authorizing Piedmont to provide service to the Customer pursuant to the New Agreement. The Public Staff also recommended that the Commission's order state that the Commission's acceptance of the New Agreement neither constitutes approval of the amount of any compensation paid there under nor prejudices the right of any party to take issue with any provision of the New Agreement in a future proceeding.

The Commission, having carefully reviewed the Termination Agreement and the New Agreement between Piedmont and the Customer, concludes that the New Agreement is not unlawful and does not violate the rules and regulations of the Commission. Accordingly, the Commission finds good cause to allow the Termination Agreement and the New Agreement to become effective as filed and to authorize Piedmont to provide service to the Customer under the New Agreement as recommended by the Public Staff.

IT IS, THEREFORE, ORDERED as follows:

1. That the Termination Agreement between Piedmont and the Customer is hereby allowed to become effective as filed.

2. That the New Agreement between Piedmont and the Customer is hereby allowed to become effective as filed authorizing Piedmont to provide CNG services pursuant to the New Agreement as filed in this docket.

3. That authorizing Piedmont to provide CNG service to the Customer pursuant to the New Agreement filed in this docket neither constitutes approval of the amount of any compensation paid thereunder nor prejudices the right of any party to take issue with any provision of the New Agreement in a future proceeding.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of _____, 2018.

NORTH CAROLINA UTILITIES COMMISSION

M. Lynn Jarvis, Chief Clerk