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Aug 29 2017

August 29, 2017

VIA ELECTRONIC FILING

Ms. M. Lynn Jarvis, Chief Clerk
North Carolina Utilities Commission
Dobbs Building
430 North Salisbury Street
Raleigh, North Carolina 27603

Re: Docket No. E-100, Sub 150

Dear Ms. Jarvis:

On behalf of Duke Energy Carolinas, LLC, Duke Energy Progress, LLC, and the Public Staff—North Carolina Utilities Commission, enclosed for filing in the above-referenced docket is their Joint Motion for Extension of Time to File Reply Comments.

Please do not hesitate to contact me if you have any questions. Thank you for your assistance in this matter.

Very truly yours,

/s/E. Brett Breitschwerdt

EBB:kjg

Enclosure

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-100, SUB 150

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

<p>In the Matter of Rulemaking Proceeding to Implement G.S. 62-110.8</p>	<p>))))))</p>	<p>JOINT MOTION OF DUKE ENERGY CAROLINAS, LLC, DUKE ENERGY PROGRESS, LLC, AND PUBLIC STAFF- NORTH CAROLINA UTILITIES COMMISSION FOR EXTENSION OF TIME TO FILE REPLY COMMENTS</p>
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NOW COMES Duke Energy Carolinas, LLC (“DEC”) and Duke Energy Progress, LLC (“DEP”) (collectively, the “Companies”), and the Public Staff—North Carolina Utilities Commission (with the Companies, the “Joint Movants”) by and through the undersigned counsel and pursuant to Rule R1-7 of the Rules and Regulations of the North Carolina Utilities Commission (“Commission”), to respectfully request that the Commission enter an order granting an additional extension of time until Friday, September 8, 2017, for all parties to file reply comments in the above-referenced docket. In support of this Motion, the Joint Movants show the Commission the following:

1. On July 28, 2017, the Commission issued its *Order Initiating Rulemaking* opening this docket and providing an opportunity for the Companies and other interested parties to file initial comments, suggestions, or proposed rules or rule revisions relating to the implementation of N.C. Gen. Stat. § 62-110.8, as enacted by Session Law 2017-192 (the “Order”). In Ordering Paragraphs 2 and 4 of the Order, the Commission directed parties to file initial comments, suggestions, proposed rules or rule revisions as discussed in the Order on or before August 16, 2017, and to file reply comments, suggestions, or additional proposed rules or rule revisions on or before August 25, 2017.

2. On August 16, 2017, the Companies, the Public Staff, and other parties to this proceeding filed their initial comments. The Companies also filed a proposed competitive procurement of renewable energy program rule (the “CPRE Program Rule”) as permitted by the Order.

3. On August 25, 2017, the Commission issued an *Order Granting Extension of Time* extending the time for all parties to file reply comments through and including August 30, 2017.

4. In addition to ongoing work to prepare reply comments, the Companies and the Public Staff have also engaged in discussions regarding the draft CPRE Program Rule filed by the Companies on August 16, 2017. The Companies also participated in a telephone call on August 28, 2017, with counsel for the North Carolina Clean Energy Business Alliance (“NCCEBA”) and the North Carolina Sustainable Energy Association (“NCSEA”) regarding the draft CPRE Program Rule. Through these discussions, the Joint Movants have determined that it would be beneficial to develop additional draft proposed CPRE Program rules addressing the process for the Commission to select the third-party independent evaluator entity; providing standards and limits on electric public utility-affiliate communications during CPRE Program implementation to ensure transparency; as well as establishing procedures to be followed by the Companies in implementing the CPRE Program solicitation process.¹ The Joint Movants are diligently working to develop these additional proposed CPRE Program rules, but require additional time, including time to engage in further discussions and receive input regarding the additional draft proposed rules.

¹ The Public Staff generally identified similar proposed rules in their Initial Comments, See Public Staff Initial Comments, at 5, *citing* Ga. Comp. R. & Regs. 515-3-.04(3).

5. The Joint Movants anticipate that developing these additional rule proposals for the Commission's consideration at this time will resolve complex issues related to future CPRE Program implementation that otherwise would need to be reviewed when the Companies file CPRE Programs for Commission approval on or before November 24, 2017. The Joint Movants do not believe that any other party will be unduly prejudiced by the relief requested in this Motion based upon the procedural schedule identified in the Commission's Order. The Joint Movants also do not anticipate that allowing the requested additional extension of time will delay the Commission's future review and implementation of the CPRE Program requirements of N.C. Gen. Stat. § 62-110.8, or otherwise impede the Commission from adopting final rules in this proceeding on or before October 16, 2017, as stated in Ordering Paragraph 6 of the Order.

6. The undersigned counsel for the Companies has contacted counsel for all other parties of record regarding this Motion via electronic mail, and received confirmation from counsel for Dominion Energy North Carolina, NCCEBA, Carolina Industrial Group for Fair Utility Rates II and III, North Carolina Pork Council, SunEnergy1, LLC, and the North Carolina Electric Membership Corporation that they do not object to this Motion. No other party to this proceeding has advised that they object to this Motion.

WHEREFORE, Duke Energy Carolinas, LLC and Duke Energy Progress, LLC respectfully request the Commission grant an extension through and including August 30, 2017, for all parties to file reply comments, suggestions, and additional proposed rules or rule revisions, and grant such further relief as the Commission deems just and proper.

Respectfully submitted, this the 29th day of August, 2017.

/s/Tim R. Dodge

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion for Extension of Time to File Reply Comments, as filed in Docket No. E-100, Sub 150, was served electronically or via U.S. mail, first-class, postage prepaid, upon all parties of record.

This, the 29th day of August, 2017.

/s/E. Brett Breitschwerdt

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