

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1289

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

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| In the Matter of | |
| Application of Duke Energy Progress, LLC, |) |
| for a Certificate of Environmental |) |
| Compatibility and Public Convenience and |) |
| Necessity to Construct Approximately |) |
| 2.1 Miles of New 230 kV Transmission Line |) |
| in Wake County, North Carolina |) |
| | ORDER SCHEDULING HEARINGS AND REQUIRING PUBLIC NOTICE |

BY THE CHAIR: On April 14, 2022, Duke Energy Progress, LLC (DEP or Applicant), filed an application pursuant to Article 5A of Chapter 62 of the North Carolina General Statutes for a certificate of environmental compatibility and public convenience and necessity to construct approximately 2.1 miles of new 230 kV transmission line in Wake County, North Carolina. In summary, DEP's application describes the details of the transmission line and the benefits to be provided by the line. Further, the application is supported by prefiled testimony and a Route Selection Study and Environmental Report. In addition, the application describes in detail the route for the transmission line that was prepared under the transmission siting and public input process, along with some proposed deviations from that route that DEP intends to make. Finally, as required by N.C. Gen. Stat. § 62-102(c) the application includes a proposed Public Notice that provides a summary of the application.

The Chair is of the opinion that good cause exists to schedule a public witness hearing and an expert witness hearing to consider DEP's application. Pursuant to N.C.G.S. § 62-104(b), the Commission may cancel the public witness hearing if no significant protests are filed with the Commission. The Chair further concludes that DEP should be required to publish the Public Notice attached hereto as Appendix A in the manner required by N.C.G.S. § 62-102(c) and Commission Rule R8-62(g), and to file an affidavit of publication with the Commission.

IT IS, THEREFORE, ORDERED as follows:

1. That a public witness hearing shall be held on Monday, August 22, 2022, at 7:00 p.m., at the Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina, for the purpose of receiving public witness testimony regarding DEP's application in accordance with Commission Rule R1-21(g). The Commission reserves the right to limit testimony at the public witness hearing. ***The public witness hearing may be canceled if no significant protests are filed with the Commission on or before Tuesday, August 2, 2022;***

2. That a hearing solely for the purpose of receiving expert witness testimony of the parties regarding DEP's application shall be held on Monday, September 12, 2022, at 1:00 p.m., in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina;

3. That any person having an interest in this proceeding may file a petition to intervene pursuant to Commission Rules R1-5, R1-19, and R8-62(i) stating such interest and may file expert witness testimony on or before Tuesday, August 2, 2022;

4. That the direct testimony and exhibits of the Public Staff shall be filed on or before Tuesday, August 2, 2022;

5. That DEP may file rebuttal testimony and exhibits on or before Tuesday, August 9, 2022;

6. That the Chief Clerk of the Commission shall deliver a copy by email of the application and the Public Notice attached hereto as Appendix A to the Clearinghouse Coordinator of the Office of Policy and Planning of the Department of Administration for distribution by the Coordinator to State agencies having an interest in the application;

7. That DEP shall publish the Public Notice attached hereto as Appendix A in the manner required by N.C.G.S. § 62-102 and Commission Rule R8-62(g) in newspapers having general circulation in Wake County;

8. That DEP shall file affidavits of publication on or before the date of the public witness hearing; and

9. That the parties shall informally and cooperatively conduct discovery and share information about the facts and issues involved in this matter; however, if a discovery issue arises that the parties are unable to resolve, the party seeking information may file a motion to compel with the Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of April, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "Erica N. Green", written in a cursive style.

Erica N. Green, Deputy Clerk

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
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DOCKET NO. E-2, SUB 1289

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Duke Energy Progress, LLC,)
for a Certificate of Environmental)
Compatibility and Public Convenience and) PUBLIC NOTICE
Necessity to Construct Approximately)
2.1 Miles of New 230 kV Transmission Line)
in Wake County, North Carolina)

NOTICE IS HEREBY GIVEN that on April 14, 2022, Duke Energy Progress, LLC (DEP or Applicant), filed with the North Carolina Utilities Commission (Commission) an application for a certificate of environmental compatibility and public convenience and necessity to construct approximately 2.1 miles of new 230 kV transmission line in Wake County, North Carolina.

The route's western endpoint is a proposed tap of the middle point of the Harris Plant – Wake 230 kV line. The route travels south-southeast from the tap location approximately 0.44 miles, then turning east-southeast for 0.80 miles and crossing White Oak Creek and its associated floodway to a point approximately 180 feet south of Utley Creek. The route then bears east for approximately 0.86 miles to the proposed substation location.

Anyone wishing to view DEP's application and the detailed maps concerning this project may do so on the Commission's web site, www.ncuc.net (search for Docket No. E-2 Sub 1289). These materials may also be reviewed at the following DEP location: 410 S. Wilmington Street, Raleigh, North Carolina, by contacting Michael Sykes at 919-546-6848 prior to the visit.

The Commission has scheduled the application for a public witness hearing at 7:00 p.m. on August 22, 2022, in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina. ***This hearing may be canceled if no significant protests are received on or before August 2, 2022.***

Persons desiring to intervene as formal parties of record should file a verified petition under N.C. Gen. Stat. § 62-103(b) and Commission Rules R1-5, R1-19, and R8-62(i) no later than Tuesday, August 2, 2022. Such a petition should be filed with the Chief Clerk, North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh,

North Carolina 27699-4300. Intervenors shall also file the direct testimony and exhibits of expert witnesses with the Commission on or before August 2, 2022.

Persons desiring to send written statements to inform the Commission of their position in the matter should address their statements to the North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4300 and reference Docket No. E-2, Sub 1288. Such written statements will be included in the Commission's official files. If the public hearing is not canceled, however, such written statements cannot be considered competent evidence unless those persons submitting statements appear at a public witness hearing and testify concerning the information contained in their written statements.

The Public Staff of the Utilities Commission, through its Executive Director, is authorized by statute to represent the using and consuming public in proceedings before the Commission. Statements to the Executive Director should be addressed to: Mr. Chris Ayers, Executive Director, Public Staff–North Carolina Utilities Commission, 4326 Mail Service Center, Raleigh, North Carolina 27699-4300.

The Attorney General is also authorized to represent the using and consuming public in proceedings before the Commission. Statements to the Attorney General should be addressed to: The Honorable Josh Stein, Attorney General of North Carolina, 9001 Mail Service Center, Raleigh, North Carolina 27699-9001. Written statements may be emailed to utilityAGO@ncdoj.gov.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of April, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Erica N. Green". The signature is written in a cursive, flowing style.

Erica N. Green, Deputy Clerk

NOTE TO PRINTER: Advertising cost shall be paid by the Applicant. It is required that the Affidavit of Publication be filed with the Commission by the Applicant.