

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION
DOCKET NO. E-2, SUB 1294

In the Matter of:)
Application of Duke Energy)
Progress, LLC for Approval of)
Demand-Side Management and) **PETITION TO INTERVENE**
Energy Efficiency Cost Recovery)
Rider Pursuant to N.C. Gen. Stat. §)
62-133.9 and Commission Rule R8-)
69)

PURSUANT TO Commission Rule R1-19, the North Carolina Justice Center (“NC Justice Center”), the North Carolina Housing Coalition (“NC Housing Coalition”), and the Southern Alliance for Clean Energy (“SACE”) (collectively, “Petitioners”), through counsel, file this petition to intervene in the above-captioned docket, and provide the following information in support of their petition:

1. On June 14, 2022, Duke Energy Progress, LLC (“DEP”) filed an application for approval of its DSM and EE cost recovery and incentive rider for 2022. N.C. Gen. Stat. § 62-133.9(d) authorizes the Commission to approve an annual rider to the rates of an electric public utility to recover all reasonable and prudent costs of new demand-side management (“DSM”) and energy efficiency (“EE”), as well as incentives. The Commission approved the existing cost recovery and incentive mechanism for DEP’s DSM and EE programs in Docket No. E-2, Sub 931. Commission Rule R8-69(b) provides that each year, the Commission will conduct a proceeding for each electric public utility to establish the annual DSM/EE rider.

2. The NC Justice Center is a nonprofit research and advocacy organization whose mission is to eliminate poverty in North Carolina by ensuring that every household in the state has access to the resources, services, and fair treatment it needs to achieve economic security. The NC Justice Center has offices at 224 S. Dawson Street, Raleigh, North Carolina 27601.

3. The NC Justice Center has previously intervened on behalf of low-income North Carolinians in proceedings before the Commission and has participated actively in annual DSM/EE rider proceedings in Docket Nos. E-2, Sub 1206, E-2, Sub 1252, and E-2, Sub 1273.

4. The NC Justice Center and the low-income consumers whose interests it represents have a direct and substantial interest in this proceeding. Many of the low-income consumers represented by the NC Justice Center are customers of DEP and are therefore subject to the direct impacts of DEP's DSM/EE rider. The NC Justice Center seeks to intervene in this proceeding in order to ensure that its interests in promoting energy efficiency programs that help lift the energy burden borne by low-income households are represented.

5. The NC Housing Coalition is a nonprofit membership organization with the goal of ensuring that every North Carolinian has access to safe, decent, and affordable housing. The principal address of the NC Housing Coalition is 3608 University Drive, Ste. 203, Durham, North Carolina 27707.

6. The NC Housing Coalition works with its members to reduce the energy burdens faced by low-income residents. In addition, as part of its efforts to improve access to affordable housing for low-income individuals, the NC Housing

Coalition advocates for fair and affordable utility rates and charges. The NC Housing Coalition has members who are customers of DEP and are therefore subject to the direct impacts of DEP's DSM/EE rider. The NC Housing Coalition has previously intervened in proceedings before the Commission on behalf of low-income North Carolinians, including DEP's annual DSM/EE rider proceeding in Docket No. E-2, Sub 1252 and E-2, Sub 1273.

7. SACE is a regional nonprofit organization whose mission is to promote responsible energy choices that address global climate change and ensure clean, safe, and healthy communities throughout the Southeast. SACE has its principal office in Tennessee, with a mailing address of Post Office Box 1842, Knoxville, Tennessee, 37901. SACE also has offices in North Carolina, South Carolina, Georgia, and Florida.

8. SACE frequently appears before the Commission as an intervenor in DSM/EE rider proceedings, including in Docket Nos. E-2, Sub 1019, E-2, Sub 1030, E-2, Sub 1044, E-2, Sub 1070, E-2, Sub 1108, E-2, Sub 1174, E-2, Sub 1206, E-2, Sub 1252 and E-2, Sub 1273. SACE also participated actively in Docket No. E-2, Sub 931 and was a party to the DSM/EE Mechanism approved by the Commission in that docket.

9. SACE and its members have a direct and substantial interest in this proceeding. SACE has members who are customers of DEP and are therefore subject to the direct impacts of DEP's DSM/EE rider. SACE seeks to intervene in this proceeding in order to ensure that its members' interests in promoting energy savings through cost-effective DSM and EE are represented. SACE is also

interested in ensuring that DEP's DSM and EE programs are delivering results, and that the costs and incentives to be recovered via the rider are based on measured and verified energy savings.

10. The attorneys for the NC Justice Center, the NC Housing Coalition, and SACE to whom all correspondence and filings in this docket should be addressed are:

David Neal and Munashe Magarira
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
919-967-1450

Service by electronic mail pursuant to NCUC Rule R1-39 is preferred and should be addressed to mmagarira@selcnc.org and dneal@selcnc.org.

WHEREFORE, the NC Justice Center, the NC Housing Coalition, and SACE request that they be allowed to intervene in this docket.

Respectfully submitted this the 8th day of July, 2022.

/s/ David L. Neal

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VERIFICATION

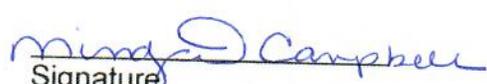
I, David Neal, verify that the contents of the foregoing Petition to Intervene are true to the best of my knowledge, except as to those matters stated on information and belief, and as to those matters, I believe them to be true. I am authorized to sign this verification on behalf of North Carolina Justice Center, North Carolina Housing Coalition, and Southern Alliance for Clean Energy.


David L. Neal
Date: July 8, 2022

Durham Co., North Carolina

Sworn to and subscribed before me this day by David Neal

This the 8 day of July, 2022


Signature



Mindy D. Campbell, Notary Public
My commission expires: march 17, 2027

CERTIFICATE OF SERVICE

I certify that all parties of record have been served with the foregoing Petition to Intervene either by electronic mail or by deposit in the U.S. Mail, postage prepaid.

This the 8th day of July, 2022.

/s/ David L. Neal
David L. Neal