STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-2, SUB 1170 DOCKET NO. E-7, SUB 1169

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Petition of Duke)	DOD/FEA NOTICE OF WITHDRAWAL OF
Energy Progress, LLC, and Duke)	MOTION FOR ORDER EXTENDING
Energy Carolinas, LLC, Requesting)	DOD/FEA EXCLUSIVITY PERIOD FOR 12
Approval of Green Source Advantage)	MONTHS
Program and Rider GSA to Implement)	The state of the s
G.S. 62-159.2	1)	
	1)	

The Secretary of Defense, though duly authorized counsel and on behalf of the consumer interests of the United States Department of Defense and all other Federal Executive Agencies ("DOD/FEA"), hereby withdraws its MOTION FOR ORDER EXTENDING DOD/FEA EXCLUSIVITY PERIOD FOR 12 MONTHS filed on August 2, 2022. DOD/FEA has elected to withdraw its Motion after constructive discussions with Duke Energy Progress about alternative future green energy programs. DOD/FEA requests that the Commission accept this filing and withdraw the Motion from the active docket.

Dated this 28th day of September, 2022

Respectfully submitted,

Paul A. Raaf

John J. McNutt (motion for limited practice pending)

Counsel for the United States Department of Defense and all other Federal Executive Agencies

VERIFICATION

John J. McNutt, first being duly sworn, deposes and says that he is an attorney with and for the United States Army Legal Services Agency; that he has read the foregoing NOTICE OF WITHDRAWAL OF MOTION FOR ORDER EXTENDING DOD/FEA EXCLUSIVITY PERIOD FOR 12 MONTHS and that the same is true of his personal knowledge, except as to any matters and things therein stated on information and belief, and, as to those, he believes them to be true; and that he is authorized to sign this verification on behalf of the United States Department of Defense and all other Federal Executive Agencies.

Dated this 28th day of September, 2022

John J. McNutt

State of VIRGINIA County of FAIRFAX

Sworn to and subscribed before me,

this the 28th day of September, 2022

[Affix SEAL OF NOTARY]

Notary Public

Printed Name of Notary Public

My Commission expires: 0/

Farzana Barjor Maneksha Commonwealth of Virginia

CERTIFICATE OF SERVICE

I, John J. McNutt, hereby certify that all persons on the docket service list have been served true and accurate copies of the foregoing NOTICE OF WITHDRAWAL OF MOTION FOR ORDER EXTENDING DOD/FEA EXCLUSIVITY PERIOD FOR 12 MONTHS by electronic mail or USPS first class mail.

Dated this 28th day of September, 2022

John J. McNutt General Attorney

U.S. Army Legal Services Agency Office of the Judge Advocate General 9275 Gunston Road (JALS-ELD) Fort Belvoir, VA 22060-5546