

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION
DOCKET NO. E-2, SUB 1273

In the Matter of:)

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

**MOTION FOR EXTENSION OF
TIME TO FILE TESTIMONY**

The North Carolina Justice Center, the North Carolina Housing Coalition, and the Southern Alliance for Clean Energy (collectively, “Intervenors”), through counsel, file this motion to extend the time to file testimony. In support of this motion, Intervenors state as follows:

1. On June 15, 2021, Duke Energy Progress, LLC (“DEP”) filed its application for approval of its demand-side management and energy efficiency cost recovery rider.

2. Intervenors filed a petition to intervene in the above-captioned docket on July 30, 2021, which was granted by the Commission on August 11, 2021. Intervenors served data requests on DEP on July 30. Initial responses to those requests were not provided until August 18 and as of August 23, over half of the discovery requests were unanswered. As of the filing of this motion, complete responses have not yet been received.

3. On August 11, 2021, DEP filed the Supplemental Testimony and Supplemental Exhibits of witness Robert Evans.

4. Pursuant to the Commission’s July 7, 2021 Order Scheduling Hearing, Requiring Filing of Testimony, Establishing Discovery Guidelines, and Requiring Public

Notice, Intervenor's deadline to file testimony is currently August 31 and DEP's deadline to file rebuttal testimony is September 9.

5. An extension of ten days would allow Intervenor sufficient time to analyze the updated filings by DEP, receive outstanding discovery requests, review recently produced and outstanding responses to discovery requests, and to finalize and file testimony.

6. For all of these reasons, Petitioners respectfully request an extension of the deadline to file testimony until September 10 and a corresponding extension of the time for DEP to file rebuttal testimony until September 17, 2021.

7. Intervenor has reached out to counsel for all other parties to this docket. As of the time of filing this Motion, no party has indicated they would object to this request.

WHEREFORE, the Intervenor pray that they be granted an extension of time until September 10, 2021, to submit pre-filed direct testimony in this docket, and to allow DEP until September 17, 2021 to file rebuttal testimony.

Respectfully submitted this the 26th day of August, 2021.



Tirrill Moore
N.C. Bar No. 52299
tmoore@selcnc.org

David L. Neal
N.C. Bar No. 27992
dneal@selcnc.org

Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
Telephone: (919) 967-1450
Fax: (919) 929-9421

*Attorneys for North Carolina Justice Center,
the North Carolina Housing Coalition, and
Southern Alliance for Clean Energy*

CERTIFICATE OF SERVICE

I certify that all parties of record on the service list have been served with the foregoing *Motion for Extension of Time to File Testimony* either by electronic mail or by deposit in the U.S. Mail, postage prepaid.

This the 26th day of August, 2021.

s/ Tirrill Moore
Tirrill Moore