

Jason A. Higginbotham Associate General Counsel

525 S. Tryon Street, ECA3 Charlotte, NC 28202

o: 704.731.4015

Jason.Higginbotham@duke-energy.com

June 6, 2024

### **VIA ELECTRONIC FILING**

Ms. A. Shonta Dunston North Carolina Utilities Commission 4325 Mail Service Center Raleigh, North Carolina 27699-4300

**RE:** Duke Energy Progress, LLC and North Carolina Electric Membership

**Corporation's Affidavits of Publication** 

**Docket Nos. E-2, Sub 1318 and EC-67, Sub 55** 

Dear Ms. Dunston:

Enclosed for filing in the above referenced dockets are the Affidavits of Publication for the Public Notice related to Joint Application of Duke Energy Progress, LLC ("DEP") and North Carolina Electric Membership Corporation ("NCEMC") for a Certificate of Public Convenience and Necessity to Construct a 1,360 MW Natural Gas-Fueled Combined Cycle Electric Generating Facility in Person County, North Carolina. DEP and NCEMC published notice in newspapers having general coverage in its service territories.

If you have any questions, please let me know.

Sincerely,

Jason A. Higginbotham

Enclosure

cc: Parties of Record

AFFP E-2, Sub 1318 / EC-67, Sub 55

# **Affidavit of Publication**

STATE OF NC }
COUNTY OF PERSON }

SS

The Undersigned, being duly sworn, says:

That she is Representative of the The Courier-Times, a weekly newspaper of general circulation, printed and published in Roxboro, Person County, NC; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

April 18, 2024, April 25, 2024, May 02, 2024, May 09, 2024

That said newspaper was regularly issued and circulated on those dates.

SIGNED:

Representative

Subscribed to and sworn to me this 9th day of May 2024.

My commission expires: July 23, 2027

00035652 00078137

KIM CAMPBELL DUKE ENERGY (TCT) 410 S. WILMINGTON ST. NCRH 20 RALEIGH, NC 27601



### STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-2; SUB 1318 DOCKET NO. EC-67, SUB 55

#### BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Joint Application of Duke Energy Progress, LLC and North Carolina Electric Membership Corporation for a Certificate of Public Convenience and Necessity to Construct a 1,360 MW Natural Gas-Fueled Combinded Cycle Electric Generating Facility in Person County, North Carolina

## **PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Sections 62-82 and 62-110.1 of the General Statutes of North Carolina and North Carolina Utilities Commission Rule R8-61, Duke Energy Progress, LLC (DEP) and North Carolina Electric Membership Corporation (NCEMC), (together with DEP, Joint Applicants), filed an application for a certificate of public convenience and necessity to construct a 1,360 MW natural gas-fueled combinded cycle electric generating facility in Person County, North Carolina (Application). In summary, DEP and NCEMC state that the facility will be located at the site of DEP's existing Roxboro Plant and will consist of an approximately 1,360 MW combined cycle gas turbine (CC) facility. The Joint Applicants state that the CC (Facility) will be placed into service by January 1, 2029, with DEP's owning approximately 1,135 MW of the capacity, and NCEMC's owning approximately 225 MW of the capacity. The Facility, along with the Roxboro coal-fired units 2 and 3, will be known as the Person County Energy Complex. The Application indicates that only minimal network upgrades are necessary to interconnect the replacement generation of the two units, and an interconnection request has been submitted for the incremental capacity of the Facility. The Application states that DEP has contracted for sufficient firm interstate transportation natural gas capacity to support the demand requirements for the Facility that is incremental to DEP's existing CC fleet requirements. The Application further states that DEP has contracted for firm intrastate transportation rights with Public Service Company of North Carolina, Inc. The testimony accompanying the Application discusses DEP's and NCEMC's need for and cost of the Facility. The total projected cost of the project was filed under seal as a confidential trade secret.

Specific information about the Application may be obtained at the business offices of DEP or at the Office of the Chief Clerk of the North Carolina Utilities Commission, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina, where a copy of the Application is available for review. These materials, as well as pleadings, the prefiled testimony and exhibits of all parties, the transcripts of all hearings, briefs, and proposed orders, may be viewed as they become available on the Commission's website at <a href="https://www.ncuc.gov">www.ncuc.gov</a>. Click on "Docket Search" and search for docket number "(E-2 Sub 1318 and/or EC-67 Sub 55)".

FURTHER NOTICE IS GIVEN that the North Carolina Utilities Commission has scheduled hearings for the purpose of receiving public witness testimony on the Application as follows:

Rexboro:

Thursday, June 13, 2024, at 7:00 p.m.

Person County Courthouse 105 South Main Street, Superior Courtroom Roxboro, North Carolina 27573

Virtual:

Wednesday, June 12, 2024, at 6:30 p.m.

Held remotely via Webex

The June 12, 2024, public witness hearing shall be held remotely via Webex, beginning at 6:30 p.m. A link to view the hearing will be available at <a href="https://www.ncuc.gov">www.ncuc.gov</a>. Members of the public that would like to testify must register in advance of the hearing, no later than 5:00 p.m. on June 5, 2024.

To register, please complete the electronic Remote Public Witness Registration form located on the Commission's website at <a href="www.ncuc.gov/hearings/remotepublicregister.html">www.ncuc.gov/hearings/remotepublicregister.html</a>. A confirmation email will be sent to the email provided after the registration form is submitted. Further instructions, including the call-in number, will be provided to you by email approximately one week before the hearing. Witnesses calling from a different number than provided at registration may experience delays or other difficulties in providing their testimony. If assistance is needed, please contact 919-733-0837.

Only the first 20 individuals registered by 5:00 p.m. on June 5, 2024, will be allowed to testify at the June 12, 2024, remote public witness hearing. This hearing will be canceled if no one registers to testify by 5:00 p.m. on June 5, 2024.

The public witness hearings will be solely for the purpose of receiving the testimony of public witnesses in accordance with Commission Rule R1-21(g). The Commission

The public witness hearings will be solely for the purpose of receiving the testinotry of public witnesses in accordance with Commission Rule R1-21(g). The Commission reserves the right to limit testimony at the public witness hearings pursuant to Commission Rule R1-21(g)(5).

A hearing solely for the purpose of receiving expert witness testimony from the parties' witnesses and for cross-examination of expert witnesses for DEP, NCEMC, the Public Staff, and any other intervenors will be held in Raleigh immediately following the hearing in Docket No. E-7, Sub 1297, which is scheduled to begin immediately following the hearing in Docket No. E-100, Sub 190, which is scheduled to begin at 2:00 p.m. on Monday, July 22, 2024. If the hearing on DEP's and NCEMC's Application begins prior to August 9, 2024, and has not concluded by August 9, 2024, the hearing will resume at 2:00 p.m. on Tuesday, September 3, 2024, continuing as necessary until conclusion. The hearing will be held in Commission Hearing Room 2115, Second Floor, Dobbs Building, 430 North Sallsbury Street, Raleigh, North Carolina.

Persons desiring to present testimony for the record should appear at one of the public hearings. Persons desiring to send written statements to inform the Commission of their positions 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 1318 / EC-67, Sub 55. However, such written statements cannot be considered competent evidence unless those persons appear at the hearing and testify concerning the information contained in their written statements. Customers can also email the Commission a statement about DEP's and NCEMC's Application via the Commission's website at <a href="https://www.ncuc.gov/contactus.html">www.ncuc.gov/contactus.html</a>. In either case, consumer statements will be placed in Docket No. E-2, Sub 1318 / EC-67, Sub 55CS, and may be accessed by searching that docket number via the Commission's website.

Persons having an interest in the investigation and desiring to intervene in the matter as formal parties of record may file their petitions to intervene not later than June 20, 2024. These petitions should reference Docket No. E-2, Sub 1318 / EC-67, Sub 55 and should be filed with the Chief Clerk of the North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4300. All parties to this proceeding planning to present expert testimony must prefile their testimony and exhibits not later than June 20, 2024.

The Public Staff is authorized by statute to represent consumers in proceedings before the Commission. Written statements to the Public Staff should include any information which the writers wish to be considered by the Public Staff in its investigation of the matter. Such statements should be addressed to:

Mr. Christopher J. Ayers
Executive Director
Public Staff – North Carolina Utilities Commission
4326 Mail Service Center
Raleigh, North Carolina 27699-4300

The Attorney General is also authorized by statute to represent consumers in proceedings before the Commission. Statements to the Attorney General should be addressed to:

The Honorable Josh Stein Attorney-General of North Carolina c/o Consumer Protection – Utilities 9001 Mail Service Center Raleigh, North Carolina 27699-9001

This the 10th day of April, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A. Yunta (Durstan

A. Shonta Dunston, Chief Clerk

### **Greensboro News Record**

Advertising Affidavit

**Account Number** 

4003764

Date

May 09, 2024

**DUKE ENERGY** 410 SOUTH WILMINGTON STREET NCRH20 ATTENTION: PEGGY HOLTON / KIM CAMPBELL RALEIGH, NC 27601

PO Number	Order	Category	Description
	0000866597	Legal Notices	DOCKET NO. E-2, SUB 1318

# Publisher of the **Greensboro News Record**

Before the undersigned, a Notary Public duly commissioned, qualified, and authorized by law to administer oaths, personally appeared the Publisher's Representative who by being duly sworn deposes and says: that he/she is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a copy of which is attached hereto, was published in the Greensboro News Record on the following dates:

04/18, 04/25, 05/02, 05/09/2024

and that the said newspaper in which such notice, paper document, or legal advertisement

was published, was at the time of each and every such publication, a

newspaper meeting all

Billing Representative

Sworn to and subscribed before me the 9th day of May, 2024.

State of Virginia County of Hanover My commission expires:

Kimberly Kay Harris **NOTARY PUBLIC** Commonwealth of Virginia Reg. No. 356753

Commission Exp. Jan. 31, 2025

#### STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-2, SUB 1318 DOCKET NO. EC-67, SUB 55

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Joint Application of Duke Energy Progress, LLC and North Carolina Electric Membership Corporation for a Certificate of Public Convenience and Necessity to Construct a 1,360 MW Natural Gas-Fueled Combinded Cycle Electric Generating Facility in Person County, North Carolina

PUBLIC NOTICE

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Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4300 and reference Docket No. E-2, Sub 1318 / EC-87, Sub 55. However, such written statements cannot be considered competent evidence unless those persons appear at the hearing and testify concerning the information contained in their written statements. Customers can also email the Commission a statement about DEP's and NCEMC's Application via the Commission's website at www.ncuc.gov/contactus.html. In either case, consumer statements will be placed in Docket No. E-2, Sub 1318 / EC-67, Sub 55CS, and may be accessed by searching that docket number via the Commission's website.

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The Honorable Josh Stein Attorney General of North Carolina o'o Consumer Protection – Utilities 9001 Mail Service Center Raleigh, North Carolina 27699-9001 This the 10th day of April, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A. Shorta Dunston, Chief Clerk

# McClatchy

The Beaufort Gazette
The Belleville News-Democrat
Bellingham Herald
Centre Daily Times
Sun Herald
Idaho Statesman
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Raleigh News & Observer
Rock Hill | The Herald
The Sacramento Bee
San Luis Obispo Tribune
Tacoma | The News Tribune
Tri-City Herald
The Wichita Eagle
The Olympian

# AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
36397	541691	(Docket No. E-2, Sub 1318)	(Docket No. E-2, Sub 1318)	\$6,240.00	3	10.18 in

Attention: Ms. Glna Freeman DUKE ENERGY CORPORATION 410 S WILMINGTON ST, NCRH 20 RALEIGH, NC 276011849

Peggy.Holton@duke-energy.com

Copy of ad content is on the next page

# STATE OF NORTH CAROLINA COUNTY OF WAKE, COUNTY OF DURHAM

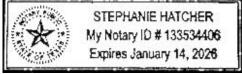
Before the undersigned, a Notary Public of Dallas County, Texas, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared Tara Pennington, who being duly sworn or affirmed, according to law, doth depose and say that he or she is Accounts Receivable Specialist of the News & Observer Publishing Company, a corporation organized and doing business under the Laws of the State of North Carolina, and publishing a newspaper known as The News & Observer, Wake and State aforesaid, the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina, and that as such he or she makes this affidavit; and is familiar with the books, files and business of said corporation and by reference to the files of said publication the attached advertisement for DUKE ENERGY CORPORATION was inserted in the aforesaid newspaper on dates as follows:

4 insertion(s) published on: 04/18/24, 04/25/24, 05/02/24, 05/09/24

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits. Legal document please do not destroy!

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## **CERTIFICATE OF SERVICE**

I certify that a copy of Duke Energy Progress, LLC and North Carolina Electric Membership Corporation's Affidavits of Publication, in Docket Nos. E-2, Sub1318 and EC-67, Sub 55, has been served by electronic mail, hand delivery, or by depositing a copy in the United States Mail, 1<sup>st</sup> Class Postage Prepaid, properly addressed to parties of record.

This the 6<sup>th</sup> day of June, 2024.

Jason A. Higginbotham

Associate General Counsel

Duke Energy Corporation 525 S. Tryon Street, ECA3

Charlotte, NC 28202

Tel 704.731.4015

Jason.Higginbotham@duke-energy.com