

NORTH CAROLINA UTILITIES COMMISSION
MINUTES OF REGULAR COMMISSION STAFF CONFERENCE

January 9, 2023

The Regular Commission Staff Conference of the North Carolina Utilities Commission was held on Monday, January 9, 2023, at 10:00 a.m., with Chair Mitchell presiding.

The following were present:

COMMISSIONERS:

Commissioner Brown-Bland
Commissioner Clodfelter
Commissioner Duffley
Commissioner Hughes
Commissioner McKissick
Commissioner Kemerait

COMMISSION STAFF: Mr. Watson, Ms. Duffy, Ms. Hicks, Ms. Hilburn, Mr. Barber,
Mr. Gajda, Mr. McCoy

PUBLIC STAFF: Ms. Edmondson, Mr. Creech, Ms. Coxton, Mr. Freeman,
Ms. Boswell, Mr. Cofield, Mr. Akpom, Mr. Brown, Mr. McLawhorn, Mr. Saillor, Mr. T. Williamson,
Ms. Proffitt

ATTORNEY GENERAL:

COURT REPORTER: Ms. Vines

ELECTRIC*CERTIFICATE TO ENGAGE IN BUSINESS AS ELECTRIC GENERATOR LESSOR***Duke Energy Progress, LLC**

1. Docket No. EGL-14, Sub 0 – Application of Cherry Street Energy, LLC for certificate to engage in business as an electric generator lessor (Sailor/Creech)

On March 25, 2022, Cherry Street Energy LLC (Cherry Street Energy), an affiliate under common executive leadership with Cherry Street Asset Management Holdings LLC (Cherry Street Asset Management Holdings), filed an application for a certificate of authority to engage in business as an electric generator lessor in accordance with the provisions of N.C. Gen. Stat. § 62-126.7 and Commission Rule R8-73.

The Public Staff stated that it had completed its review of the Application.

The Public Staff recommended that the Commission approve the Application.

It was moved and passed that the Public Staff's recommendation be adopted.

*AFFILIATE AGREEMENT***Dominion Energy North Carolina**

2. Docket No. E-22, Sub 647 – Application for approval of software license and services agreement with Dominion Voltage, Inc. (T. Williamson/Freeman)

On September 23, 2022, Virginia Electric and Power Company, d/b/a Dominion Energy North Carolina (DENC) filed, pursuant to Regulatory Condition 3.1(a) as approved by the Commission's Order Approving Merger Subject to Regulatory Conditions and Code of Conduct issued November 19, 2018, in Docket Nos. E-22, Sub 551 and G-5, Sub 585 (Merger Order) and also N.C. Gen. Stat. § 62-153(b), an application for approval of a software license and services agreement (Agreement) between Dominion Voltage, Inc. (DVI) and DENC under which DVI will license to DENC its EDGE[®] technology software and also perform conservation voltage reduction services for DENC with that software.

The Public Staff stated that it had completed its review of the Agreement.

The Public Staff recommended that the Commission approve the Agreement between DVI and DENC, subject to conditions.

It was moved and passed that the Public Staff's recommendation be adopted.

COMMUNICATIONS*INTERCONNECTION AMENDMENTS AND AGREEMENT*

BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina (AT&T)

3. Docket No. P-55, Sub 1521 – Amendment to the interconnection agreement with Level 3 Communications, LLC, approved July 1, 2004 (Proffitt/Coxton)

On November 1, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Communications, LLC, (collectively, the Parties) filed for Commission approval an amendment to their existing interconnection agreement, approved on July 1, 2004.

The Public Staff recommended that the Commission approve the Amendment.

It was moved and passed that the Public Staff's recommendation be adopted.

4. Docket No. P-55, Sub 1628 – Amendment to the interconnection agreement with TelCove Operations, LLC, approved June 6, 2006 (Proffitt/Coxton)

On November 1, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and TelCove Operations, LLC, (collectively, the Parties) filed for Commission approval an amendment to their existing interconnection agreement, approved on June 6, 2006.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

5. Docket No. P-55, Sub 1672 – Amendment to the interconnection agreement with Global Crossing Local Services, Inc., approved December 21, 2006 (Proffitt/Coxton)

On November 1, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Global Crossing Local Services, Inc., (collectively, the Parties) filed for Commission approval an amendment to their existing interconnection agreement, approved on December 21, 2006.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

6. Docket No. P-55, Sub 1726 – Amendment to the interconnection agreement with Level 3 Telecom of North Carolina, LP, approved February 29, 2008, while Level 3 Telecom of North Carolina, LP was operating as Time Warner Telecom of North Carolina, L.P. (Proffitt/Coxton)

On November 1, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Telecom of North Carolina, LP, (collectively, the Parties) filed for Commission approval an amendment to their existing interconnection agreement, approved on

February 29, 2008, while Level 3 Telecom of North Carolina, LP, was operating as Time Warner Telecom of North Carolina, L.P.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

7. Docket No. P-55, Sub 1829 – Amendment to the interconnection agreement with CenturyLink Communications, LLC, approved February 23, 2011, while CenturyLink Communications, LLC, was operating as Qwest Communications Company, LLC (Proffitt/Coxton)

On November 1, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and CenturyLink Communications, LLC, (collectively, the Parties) filed for Commission approval an amendment to their existing interconnection agreement, approved on February 23, 2011, while CenturyLink Communications, LLC, was operating as Qwest Communications Company, LLC.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

8. Docket No. P-55, Sub 1920 – Amendment to the interconnection agreement with Piedmont Communications Service, Inc., approved June 20, 2016 (Proffitt/Coxton)

On November 2, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Piedmont Communications Services, Inc., (collectively, the Parties) filed, for Commission approval, an amendment to their existing interconnection agreement, approved on June 20, 2016.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

9. Docket No. P-55, Sub 1945 – Amendment to the interconnection agreement with Business Telecom, LLC; DeltaCom, LLC; Windstream New Edge, LLC; Network Telephone, LLC; PAETEC Communications, LLC; Talk America, LLC; The Other Phone Company, LLC; US LEC of North Carolina, LLC; Windstream Communications, LLC; Windstream KDL, LLC; and Windstream NuVox, LLC, approved May 25, 2021 (Proffitt/Coxton)

On November 4, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina and Business Telecom, LLC; DeltaCom, LLC; Windstream New Edge, LLC; Network Telephone, LLC; PAETEC Communications, LLC; Talk America, LLC; The Other Phone Company, LLC; US LEC of North Carolina, LLC; Windstream Communications, LLC; Windstream KDL, LLC; and Windstream NuVox, LLC, (collectively, the Parties) filed for

Commission approval an amendment to an existing interconnection agreement, approved on May 25, 2021.

The Public Staff recommended that the amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

10. Docket No. P-55, Sub 1953 – Interconnection agreement and interconnection agreement amendment with TDS Metrocom, LLC (Proffitt/Coxton)

On November 2, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and TDS Metrocom, LLC, (collectively, the Parties) filed an interconnection agreement for Commission approval followed by an amendment to that agreement, filed on December 6, 2022, for Commission approval.

The Public Staff recommended that the agreement and amendment be approved.

It was moved and passed that the Public Staff's recommendation be adopted.

The Minutes of the Regular Commission Staff Conference of January 3, 2023, were approved.

Michelle Boswell, Director of the Public Staff's Accounting Division, introduced new staff member Darrus Cofield, Financial Analyst.

Minutes prepared by Le Anne Ackerman.