

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-3717, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of SoINCPower5, LLC, for a) ORDER CANCELLING
Certificate of Public Convenience and) CERTIFICATE AND REQUIRING
Necessity to Construct a 5-MW Solar) PUBLICATION OF NOTICE
Facility in Nash County, North Carolina)

BY THE COMMISSION: On January 8, 2014, in Docket No. SP-2910, Sub 4, the Commission issued a certificate of public convenience and necessity (CPCN), to SoINCPower1, LLC (SoINCPower1), for construction of a 5-MW solar photovoltaic electric generating facility to be located at 662 W. Battleboro Ave. in Battleboro, Nash County, North Carolina. In addition, the Commission accepted the registration statement of the facility as a new renewable energy facility.

On May 15, 2014, SoINCPower1 and SoINCPower5, LLC (SoINCPower5 or Applicant), filed a statement with the Commission in Docket Nos. SP- 2910, Sub 4 and SP-3717, Sub 0 requesting that the Commission transfer the CPCN and registration for the facility from SoINCPower1 to SoINCPower5.

On June 3, 2014, the Commission issued an Order transferring the CPCN and registration for the facility from SoINCPower1 to SoINCPower5, canceling the CPCN issued to SoINCPower1, issuing a new CPCN to SoINCPower5, and closing Docket No. SP-2910, Sub 4.

On July 28, 2014, SoINCPower5 filed an amended application for a CPCN stating that the proposed site plan of the facility has changed due to the addition of a second parcel of land adjacent to the original proposed site.

On the basis of the amended application, the Commission finds good cause to cancel the CPCN issued to SoINCPower5. Further, the Commission concludes that the Applicant should be required (1) to publish notice of the application in the manner required by G.S. 62-82(a) and file an affidavit of publication with the Commission and (2) to mail a copy of the application and notice, no later than the first date that such notice is published, to the electric utility to which the Applicant plans to sell and distribute the electricity and file a signed and verified certificate of service that the application and notice have been provided to the utility. The Chief Clerk of the Commission will deliver copies of the notice to the Clearinghouse Coordinator of the Office of Policy and Planning of the Department of Administration for distribution by the Coordinator to State agencies having an interest in the application.

If a complaint is received within ten days after the last date of the publication of the notice, the Commission will schedule a public hearing to determine whether a certificate should be awarded, will give reasonable notice of the time and place of the hearing to the

Applicant and to each complaining party, and will require the Applicant to publish notice of the hearing in the newspaper in which the notice of the application was published. If no complaint is received within the time specified above, the Commission may, upon its own initiative, order and schedule a hearing to determine whether a certificate should be awarded. If the Commission orders a hearing upon its own initiative, it will require notice of the hearing to be published by the Applicant in the newspaper in which the notice of the application was published. If no complaint is received within the time specified and the Commission does not order a hearing upon its own initiative, the Commission will enter an order awarding the certificate.

The Commission cannot take any action until after the Applicant has filed both the affidavit of publication and the certificate of service. The Applicant is urged to file both the affidavit and the certificate promptly following the last date of publication of the notice.

IT IS, THEREFORE, ORDERED as follows:

1. That the certificate of public convenience and necessity issued to SoINCPower5, LLC, in Docket No. SP-3717, Sub 0 for a solar photovoltaic facility to be located at 662 W. Battleboro Ave. in Battleboro, Nash County, North Carolina shall be, and is hereby, cancelled.

2. That the Applicant shall publish the Public Notice, attached as Attachment A hereto, once each week for four successive weeks in the manner required by G.S. 62-82(a) and shall file an affidavit of publication with the Commission;

3. That the Applicant shall mail a copy of the application and notice, no later than the first date that such notice is published, to the electric utility to which the Applicant plans to sell and distribute the electricity and file a signed and verified certificate of service that the application and notice have been provided to the utility;

4. That the Chief Clerk of the Utilities Commission will deliver copies of the notice to the Clearinghouse Coordinator of the Office of Policy and Planning of the Department of Administration for distribution by the Coordinator to State agencies having an interest in the application;

5. That the Commission will proceed as it deems appropriate after the filing of the affidavit of publication and the certificate of service.

ISSUED BY ORDER OF THE COMMISSION.

This the 19th day of August, 2014.

NORTH CAROLINA UTILITIES COMMISSION

Gail L. Mount

Gail L. Mount, Chief Clerk

PUBLIC NOTICE

**DOCKET NO. SP-3717, SUB 0
APPLICATION OF SOINCPOWER5, LLC
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

NOTICE IS HEREBY GIVEN that on July 28, 2014, SoINCPower5, LLC (Applicant), filed an application seeking a certificate of public convenience and necessity pursuant to G.S. 62-110.1(a) for construction of a 5-MW solar photovoltaic electric generating facility to be located on adjacent parcels of land at 662 W. Battleboro Ave. in Battleboro, Nash County, North Carolina. The Applicant plans to sell the electricity to Dominion North Carolina Power.

Details of the application may be obtained from the Office of the Chief Clerk of the North Carolina Utilities Commission, 430 N. Salisbury Street, 5th Floor, Dobbs Building, Raleigh, North Carolina 27603 or 4325 Mail Service Center, Raleigh, North Carolina 27699-4325 or on the Commission's website at www.ncuc.net.

If a complaint is received within ten days after the last date of the publication of this notice, the Commission will schedule a public hearing to determine whether a certificate should be awarded, will give reasonable notice of the time and place of the hearing to the Applicant and to each complaining party, and will require the Applicant to publish notice of the hearing in this newspaper. If no complaint is received within the time specified above and if the Commission does not order a hearing upon its own initiative, the Commission will enter an order awarding the certificate sought by the Applicant.

Persons desiring to lodge complaints may file statements to that effect with the Commission. Such statements should reference Docket No. SP-3717, Sub 0 and be addressed as follows: Chief Clerk, North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4325.

Statements may also be directed to Christopher J. Ayers, Executive Director, Public Staff - North Carolina Utilities Commission, 4326 Mail Service Center, Raleigh, North Carolina 27699-4326 or to The Honorable Roy Cooper, Attorney General of North Carolina, 9001 Mail Service Center, Raleigh, North Carolina 27699-9001.

NOTE TO PRINTER: Advertising cost shall be paid by the Applicant. It is required that the Affidavit of Publication be filed with the Commission by the Applicant.