

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION
DOCKET NO. EMP-93, Sub 0

In the Matter of)
Application of Wilkinson Solar LLC)
for a Certificate of Public Convenience) **Petition to Intervene of**
and Necessity to Construct a 74-MW) **Deb VanStaalduinen**
Solar Facility in Beaufort County,)
North Carolina)

Ms. Deb VanStaalduinen (hereinafter “Petitioner”), by and through its undersigned attorneys, respectfully requests that the North Carolina Utilities Commission (the Commission) issue an Order allowing her to intervene in the above-reference docket, pursuant to N.C.G.S. § 62-72 and Rule R1-19 of the Rules and Regulations of the Commission, and grant Petitioner leave to participate fully as a party in this docket. In support of this Petition, Petitioner shows the Commission the following:

1. Petitioner is a homeowner in Terra Ceia, North Carolina.
2. Petitioner’s home is located at 3424 Terra Ceia Rd., Pantego, NC 27860.
3. Petitioner’s counsel in this proceeding, to whom all notices, pleadings and other documents related to this proceeding should be directed is

The Allen Law Offices, PLLC
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Telephone: (919)-838-5175

4. Wilkinson Solar, LLC’s (hereinafter “Applicant”) November 29, 2017 letter and revised site plan was construed as an application to amend the CPCN previously granted in this docket, pursuant to the Commission’s Order of February 7, 2018, Rescheduling Further Hearings, Requiring Filing of

Testimony, Establishing Procedural Guidelines and Requiring Public Notice (hereinafter “Commission’s Rescheduling Order”)

5. The Commission’s Rescheduling Order allowed persons having an interest in this proceeding and desiring to become formal participants and parties of record to file verified petitions to intervene stating such interest on or before March 9, 2018.
6. On March 9, 2018, Petitioner filed a Petition to Intervene *pro se*, alleging that she is a homeowner in the Terra Ceia Community, where the proposed utility scale solar electric merchant plant, as amended, will have negative impacts, including, lowering the value of her property, creating potential hazards for water contamination, and electric and fire hazards. The Petition was not verified.
7. On March 12, 2018, the Applicant filed an Objection to the Petitions to Intervene of the Petitioner, Mr. and Mrs. Marshall and Joann Lilley, and Ms. Kristina Beasley, arguing that none of the petitioners showed a sufficient interest in the proceeding to warrant intervention. Although Applicant, in responding to the *pro se* Petitions to Intervene argued that Petitioner failed to show a sufficient interest in the proceeding to warrant intervention, Exhibit D to Applicant’s Motion to Deny Petitions to Intervene shows the Petitioner’s property as being adjacent to the Amendment Area.
8. On March 14, 2018, Petitioner filed a Joint Response to Wilkinson’s Objection to her intervention, which was sworn to before a notary in Beaufort County, NC. Petitioner’s response stated that the proximity of her house and

land to the amended solar facility gave her an interest in this docket, and furthermore, she provided a map showing her property is adjacent to the siting of the amended facility

9. On March 15, 2018, the Commission issued its Order on Petitions to Intervene. The Commission held that the amended application proposes to site solar PV panels on property that appears to be directly adjacent to the Petitioner's property, and the Commission concluded that this change in the proposed use of the facility site that is closest to the Petitioner's property is material and demonstrates that the Petitioner has a real interest in the subject matter of this proceeding that is more than incidental or casual.
10. The Commission's Order on Petitions to Intervene granted Petitioner's petition to intervene, subject to the condition that the Petitioner file a complete, executed notarized verification as a supplement to her petition to intervene by March 19, 2017.
11. On March 16, 2018, the Commission issued an Order Rescheduling Hearing that postponed the expert witness hearing on March 21, 2018 in Raleigh, North Carolina to April 11, 2018.
12. As previously discussed herein, Petitioner filed a verified response to Wilkinson Solar's objection to her intervention on March 14, 2018. This response restated the Petitioner's interest in the proceeding, which was subsequently acknowledged by this Commission, and supplemented her Petition to Intervene by providing a map that detailed the close proximity of her house to the amended facility site.

13. Therefore, in accordance with the Commission's Order on Petitions to Intervene, the Petitioner filed a complete, executed notarized verification as a supplement to her petition to intervene by March 19, 2018 and her intervention should be allowed.

WHEREFORE, Petitioner respectfully requests that the Commission enter an order allowing Petitioner to intervene and fully participate in the above-captioned proceeding, including the right to discovery, and to otherwise exercise all statutory rights provided to Intervenors under North Carolina law.

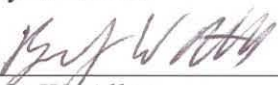
Respectfully submitted, this 26th day of March, 2018

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Attorneys for Ms. Van Staalduin and Mr. and Mrs. Lilly

CERTIFICATE OF SERVICE

I certify that all parties of record on the service list have been served with the foregoing Petition to Intervene either by electronic mail or by deposit in the U.S. Mail, postage prepaid.

This the 26th day of March, 2018.

By 
Brady W Allen

VERIFICATION

STATE OF NORTH CAROLINA)
)
COUNTY OF BEAUFORT)

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PERSONALLY APPEARED before me, Deb VanStaalduinen, after first being duly sworn, said she has read the foregoing *Petition to Intervene* and knows the contents thereof; and that the same are true and correct to the best of his knowledge, information, and belief.

Deb VanStaalduinen
Deb VanStaalduinen

Sworn to and subscribed before me this 26 day of March, 2018.

Kayle U Fox
Notary Public

My Commission expires: 4-14-2018