## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-2, SUB 1323

## BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application of Duke Energy Progress, LLC,	)	ORDER EXCUSING WITNESSES,
Pursuant to G.S. 62-110.8 and Commission	)	ACCEPTING TESTIMONY,
Rule R8-71 Relating to CPRE Compliance	)	CANCELING EXPERT WITNESS
Report and CPRE Cost Recovery Rider	)	HEARING, AND REQUIRING
	)	PROPOSED ORDERS

BY THE COMMISSION: On June 30, 2023, the Commission issued a Scheduling Order in the above-captioned docket that, among other things, scheduled an expert witness hearing to be held on September 19, 2023.

On June 13, 2023, Duke Energy Progress, LLC (DEP) prefiled the testimony and exhibits of witnesses Christy J. Walker and Angela M. Tabor along with the 2022 CPRE Compliance Report in this docket.

On August 29, 2023, the Public Staff filed Notice of Affidavit and Affidavit of Darrus K. Cofield, Public Utilities Regulatory Analyst, Accounting Division and Jeff T. Thomas, Engineer, Electric Section – Operations and Planning, Energy Division.

On September 11, 2023, DEP and the Public Staff (collectively Movants) filed a joint motion requesting that the Commission excuse all expert witnesses from testifying at the September 19, 2023 hearing and accept the expert witnesses' prefiled testimony, exhibits, and affidavits into the record. Movants state that they consulted with all parties to this docket, that all parties have agreed to waive cross-examination of all witnesses, and do not object to the witnesses' prefiled testimony, exhibits, and affidavits being introduced into evidence and made part of the record in this matter.

Based on Movants' motion and the record, the Commission finds good cause to excuse all expert witnesses from testifying at the expert witness hearing and to receive the witnesses' prefiled testimony, exhibits, and affidavits into the record.

The public witness hearing will be held as scheduled on September 19, 2023, and the record will remain open pending the public witness hearing.

Further, the Commission finds good cause to cancel the expert witness hearing and to require that DEP and the Public Staff file proposed orders, or a joint proposed order, on or before October 19, 2023, and briefs by the same date, if they desire to file briefs. Other parties may also file proposed orders and briefs by October 19, 2023.

## IT IS, THEREFORE, ORDERED as follows:

- 1. That the Movants' expert witnesses are excused from appearing and testifying at the hearing on September 19, 2023, their testimony and exhibits are hereby accepted into evidence, and the expert witness hearing is canceled;
- 2. That the public witness hearing will be held as scheduled on September 19, 2023, and the record will remain open pending the public witness hearing; and
- 3. That on or before October 19, 2023, DEP and the Public Staff shall file proposed orders, or a joint proposed order, and the other parties may file briefs and/or proposed orders by the same date, if they desire to file briefs or proposed orders.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of September, 2023.

NORTH CAROLINA UTILITIES COMMISSION

Tamika D. Conyers, Deputy Clerk