

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-2, SUB 1169
DOCKET NO. E-7, SUB 1168

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
Petition of Duke Energy)	MOTION FOR
Progress, LLC, and Duke Energy)	LEAVE TO FILE
Carolinas, LLC, Requesting)	ADDITIONAL
Approval of Community Solar)	REPLY COMMENTS
Program Plan Pursuant to G.S.)	
62-126.8)	

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission, by and through its Executive Director, Christopher J. Ayers, and respectfully requests the Commission for leave for all parties to file an additional round of reply comments in this proceeding.

In support of this motion, the Public Staff shows the following:

1. On January 23, 2018, Duke Energy Progress, LLC (“DEP”) and Duke Energy Carolinas, LLC (“DEC”) (together “Duke”) jointly filed a petition for approval of their proposed Community Solar Program Plan.
2. On January 26, 2018, the Commission issued the *Order Establishing Proceeding to Review Proposed Community Solar Program* (“the Order”) which set forth deadlines allowing interested parties to file initial comments by March 23, 2018 and reply comments by April 13, 2018.

3. On March 19, 2018, the Public Staff filed a motion requesting an extension of time for parties to file initial comments and reply comments.

4. On March 20, 2018, the Commission granted the Public Staff's motion requiring initial comments to be filed by April 13, 2018 and reply comments to be filed by May 4, 2018.

5. On April 13, 2018, the Public Staff and other parties filed initial comments.

6. On May 2, 2018, Duke filed a motion requesting an extension of time for parties to file reply comments.

7. On May 3, 2018, the Commission granted Duke's motion requiring reply comments to be filed by June 4, 2018.

8. The Public Staff has been reviewing the initial comments of the parties in this proceeding and has had ongoing discussions with Duke and the interested parties regarding proposed revisions to certain aspects of the program and program plan as filed on January 23, 2018. The Public Staff believes that a number of issues raised in the initial comments have been resolved. The Public Staff, however, has not received all the details from Duke on certain aspects of Duke's proposed changes that it may present in its reply comments. Thus, the Public Staff believes it will be beneficial for the parties to review the written filing of Duke on June 4, 2018 to appropriately respond with reply comments on the proposed changes to the program plan.

9. The Public Staff anticipates that it will be able to file additional reply comments no later than Monday, June 11, 2018. The Public Staff thereby requests an additional opportunity to file reply comments on June 11, 2018. In addition, the Public Staff requests a second additional opportunity for the filing of reply comments for Duke to respond to the additional reply comments filed by the Public Staff and interested parties by June 25, 2018.

10. The Public Staff has contacted counsel for parties to this proceeding and sought feedback regarding the parties' positions on the additional round of reply comments proposed herein, and no party objected to the proposed additional reply comments and timelines. The Sierra Club and the North Carolina Sustainable Energy Association have responded in support of the motion. Duke requested the opportunity to respond to those reply comments and has agreed to the proposed timeline for an additional round of reply comments.

WHEREFORE, the Public Staff respectfully requests that the Commission issue an order:

1. Modifying the procedure schedule to allow the parties to submit additional reply comments by Monday, June 11, 2018.
2. Allow a second additional opportunity for Duke to file comments in reply to parties' additional reply comments on program revisions by June 25, 2018.
3. For any further relief the Commission may deem just and proper.

This the 4th day of June, 2018.

PUBLIC STAFF
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Executive Director

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Electronically submitted
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CERTIFICATE OF SERVICE

I certify that a copy of this Motion for Leave to File Additional Comments has been served on all parties of record or their attorneys, or both, by United States mail, first class or better; by hand delivery; or by means of facsimile or electronic delivery upon agreement of the receiving party.

This the 4th day of June, 2018.

Electronically submitted
/s/ Layla Cummings