



Jack E. Jirak  
Deputy General Counsel

Mailing Address:  
NCRH 20 / P.O. Box 1551  
Raleigh, NC 27602

o: 919.546.3257  
f: 919.546.2694

jack.jirak@duke-energy.com

June 12, 2023

**VIA ELECTRONIC FILING**

Ms. A. Shonta Dunston  
Chief Clerk  
North Carolina Utilities Commission  
4325 Mail Service Center  
Raleigh, North Carolina 27699-4300

**RE: Duke Energy Progress, LLC's Motion for Admission *Pro Hac Vice*  
Docket No. E-2, Sub 1323**

Dear Ms. Dunston:

Enclosed for filing in the above-referenced docket, please find Duke Energy Progress, LLC's Motion for Admission for *Pro Hac Vice* for Ladawn Toon.

If you have any questions, please do not hesitate to contact me. Thank you for your attention to this matter.

Sincerely,

Jack E. Jirak

Enclosures

cc: Parties of Record

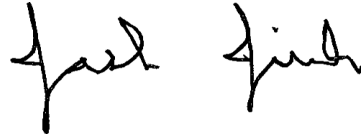
OFFICIAL COPY

JUN 12 2023

**CERTIFICATE OF SERVICE**

I certify that a copy of Duke Energy Progress, LLC's Motion for Pro Hac Vice, in Docket No. E-2, Sub 1323, has been served by electronic mail, hand delivery or by depositing a copy in the United States mail, postage prepaid, to parties of record.

This the 12<sup>th</sup> day of June, 2023.



---

Jack E. Jirak  
Deputy General Counsel  
Duke Energy Corporation  
P.O. Box 1551/NCRH 20  
Raleigh, North Carolina 27602  
(919) 546-3257  
[Jack.jirak@duke-energy.com](mailto:Jack.jirak@duke-energy.com)

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	)	<b>MOTION FOR ADMISSION TO PRACTICE PURSUANT TO N.C. GEN STAT. § 84-4.1</b>
Progress, LLC Pursuant to G.S. 62-	)	
110.8 and Commission Rule R8-71	)	
Relating to CPRE Compliance	)	
Report and CPRE Cost Recovery	)	
Rider	)	

---

Pursuant to North Carolina General Statutes (“N.C. Gen. Stat.”) § 84-4.1 and Rule R1-22 of the North Carolina Utilities Commission (the “Commission”) Rules of Practice and Procedure, Ladawn S. Toon of Duke Energy Corporation respectfully requests the Commission to enter an order permitting her to practice *pro hac vice* before the Commission on behalf of Duke Energy Progress, LLC (“DEP” or the “Company”) in the above-captioned matter. In support of this motion, Ms. Toon alleges and shows the following.

1. The above-captioned matter is a regulatory proceeding before the Commission, governed by North Carolina public utility law.
2. DEP is a limited liability company, duly organized and existing under the laws of the State of North Carolina, and is a public utility under the laws of North Carolina with operations subject to the jurisdiction of this Commission.

3. Ms. Toon is an attorney in good standing, licensed to practice law in the State of Massachusetts, and she will appear on behalf of the Company in the above-captioned proceeding.

4. Ms. Toon's full name, address and bar identification number are:

Ladawn S. Toon  
Duke Energy Corporation  
410 S. Wilmington Street, NCRH 20  
Raleigh, North Carolina 27601  
Telephone: 919.546.7971  
Email: [ladawn.toon@duke-energy.com](mailto:ladawn.toon@duke-energy.com)  
Massachusetts Bar Registration No. 674175

5. Ms. Toon will continue to represent the Company in the above-captioned proceeding until the final determination thereof, unless permitted to withdraw sooner by order of the Commission.

6. Ms. Toon has agreed to be subject to the orders and is amenable to the disciplinary action and civil jurisdiction of the General Court of Justice and the North Carolina State Bar in all respects as if she were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

7. The Bar of Massachusetts, in which Ms. Toon is regularly admitted to practice, grants permission to members of the Bar of North Carolina in good standing to practice *pro hac vice* under circumstances similar to those authorized by N.C. Gen. Stat. § 84-4.1.

8. Ms. Toon, who is Associate General Counsel in Duke Energy's Raleigh, North Carolina office, is associated for purposes of appearing before the Commission with Jack E. Jirak, Deputy General Counsel at Duke Energy Corporation and a resident of this State who is duly and legally permitted to practice in the General Court of Justice of North

Carolina, upon whom service may be had in all matters connected with the legal proceedings, or any disciplinary matter, with the same effect as if personally made on Ms. Toon.

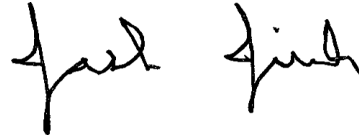
9. Ms. Toon has not been disciplined by any court or lawyer regulatory organization, nor has she had *pro hac vice* privileges revoked.

10. The Statements required by N.C. Gen. Stat. § 84-4.1 are attached to this motion.

11. Upon issuance of an order granting this motion, the appropriate filings and fees will be made to the State Treasurer for support of the General Court of Justice and to the North Carolina State Bar as required by N.C. Gen. Stat. §84-4.1. At that time, Ms. Toon will also file with the Commission a copy of the checks paid as filing fees.

WHEREFORE, Duke Energy Progress, LLC respectfully requests that this Motion be granted and that Ladawn S. Toon be allowed to appear before the Commission in these matters.

Respectfully submitted, this 12<sup>th</sup> day of June, 2023.



---

Jack E. Jirak  
Deputy General Counsel  
Duke Energy Corporation  
Post Office Box 1551/NCRH 20  
Raleigh, North Carolina 27602  
Telephone: 919.546.3257  
Email: [jack.jirak@duke-energy.com](mailto:jack.jirak@duke-energy.com)

Ladawn S. Toon  
Associate General Counsel  
Duke Energy Corporation  
Post Office Box 1551/NCRH 20  
Raleigh, North Carolina 27602  
Telephone: 919.546.7971  
Email: [ladawn.toon@duke-energy.com](mailto:ladawn.toon@duke-energy.com)

*Attorneys for Duke Energy Progress, LLC*

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 Pursuant to G.S. 62- )  
110.8 and Commission Rule R8-71 )  
Relating to CPRE Compliance Report )  
and CPRE Cost Recovery Rider )

**Statement Required by N.C.  
Gen. Stat. § 84-4.1**

---

I, Ladawn S. Toom, hereby state that:

1. I am an attorney at law regularly admitted to practice and in good standing in the State of Massachusetts.

2. I am counsel for Duke Energy Corporation and desire to represent its wholly owned subsidiary, Duke Energy Progress, LLC (“DEP” or the “Company”) in the above-captioned proceeding, which is currently pending before the North Carolina Utilities Commission (the “Commission”).

3. My full name, address and bar identification number are:

Ladawn S. Toon  
Duke Energy Corporation  
Post Office Box 1551/NCRH 20  
Raleigh, North Carolina 27602  
Telephone: 919.546.7971  
Email: [ladawn.toon@duke-energy.com](mailto:ladawn.toon@duke-energy.com)  
Massachusetts Bar Registration No. 674175

4. I will, unless permitted to withdraw sooner by order of the Commission, continue to represent the Company in the above-captioned proceeding until the final determination thereof.

5. I agree, with reference to all matters incident to Commission proceedings, to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the Commission, the General Court of Justice, and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

6. The State of Massachusetts, in which I am regularly admitted to practice, grants similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Bar of North Carolina.

7. I have associated, for purposes of appearing and practicing in Commission proceedings, with Jack E. Jirak, Deputy General Counsel of Duke Energy Corporation, 410 S. Wilmington Street, Raleigh, North Carolina 27601, an attorney who is a resident of the State of North Carolina and who is duly and legally permitted to practice in the General Court of Justice in North Carolina, upon whom service may be had in all matters connected with the above-captioned proceedings or any disciplinary matter, with the same effect as if personally made on me within this State.



8. I have not been disciplined by any court or lawyer regulatory organization and have not had a revocation of any *pro hac vice* admission.



*Ladawn S. Toon*

\_\_\_\_\_  
Ladawn S. Toon

STATE OF NORTH CAROLINA

COUNTY OF WAKE

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of June, 2023, by Ladawn S. Toon.

*Peggy Holton*  
\_\_\_\_\_  
Notary Public

My commission expires: 12/22/2026

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. E-2, SUB 1323

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

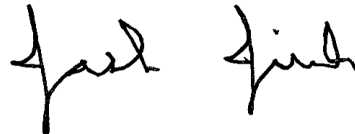
In the Matter of:

Application of Duke Energy	)	<b>Statement Required by N.C. Gen. Stat. § 84-4.1(2)</b>
Progress, LLC Pursuant to G.S. 62-	)	
110.8 and Commission Rule R8-71	)	
Relating to CPRE Compliance Report	)	
and CPRE Cost Recovery Rider	)	

---

I, Jack E. Jirak, hereby certify that I am Deputy General Counsel for Duke Energy Corporation, 410 S. Wilmington Street, Raleigh, North Carolina 27601; and that Duke Energy Progress, LLC has requested that Ladawn S. Toon represent the Company in the above-captioned proceedings before the North Carolina Utilities Commission.

This the 12<sup>th</sup> day of June, 2023.



---

Jack E. Jirak  
Deputy General Counsel  
Duke Energy Corporation  
Post Office Box 1551/NCRH 20  
Raleigh, North Carolina 27602  
Telephone: 919.546.3257  
[jack.jirak@duke-energy.com](mailto:jack.jirak@duke-energy.com)

ATTORNEY FOR DUKE ENERGY  
PROGRESS, LLC

STATE OF NORTH CAROLINA

COUNTY OF WAKE

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of June, 2023, by Jack ~~Clark~~ Clark.



Peggy Holton  
Notary Public

My commission expires: 12/22/2026

**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 Pursuant to G.S. 62-	)	
110.8 and Commission Rule R8-71	)	<b>ORDER GRANTING MOTION FOR</b>
Relating to CPRE Compliance	)	<b>ADMISSION PRO HAC VICE</b>
Report and CPRE Cost Recovery	)	
Rider	)	

BY THE CHAIRMAN: On June 12, 2023, Ladawn S. Toon, an attorney admitted to practice in the State of Massachusetts, filed a motion with the Commission seeking authority to appear pro hac vice on behalf of Duke Energy Progress, LLC in the above-captioned docket. Ms. Toon is associated with Jack E. Jirak, Deputy General Counsel of Duke Energy Corporation, an attorney in good standing in the State of North Carolina, for the purpose of this limited representation.

The Chairman is of the opinion that good cause exists to grant the motion for admission pro hac vice.

IT IS, THEREFORE, ORDERED as follows:

1. That Ms. Toon's motion for admission pro hac vice in these proceedings shall be, and is hereby, allowed; and
2. That Ms. Toon's name and address is:

Ladawn S. Toon  
Massachusetts State Bar No. 674175  
Duke Energy Corporation  
PO Box 1551, NCRH 20  
Raleigh, NC 27602  
Telephone: 919.546.7971  
[ladawn.toon@duke-energy.com](mailto:ladawn.toon@duke-energy.com)

ISSUED BY ORDER OF THE COMMISSION.

This the \_\_\_\_ day of \_\_\_\_\_, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk