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September 18, 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 and the Public Staff's Joint Motion to Excuse Remaining Witnesses from Appearance at Evidentiary Hearing Docket No. E-2, Sub 1321

Dear Ms. Dunston:

Enclosed for filing is Duke Energy Progress, LLC and the Public Staff's Joint Motion to Excuse Remaining Witnesses from Appearance at Hearing, for filing in connection with the above-referenced matter.

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

Sincerely,

A handwritten signature in blue ink that reads "Ladawn S. Toon".

Ladawn S. Toon

Enclosure

cc: Parties of Record

OFFICIAL COPY

Sep 18 2023

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-2, SUB 1321

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of:)
)
Application of Duke Energy Progress, LLC) **DUKE ENERGY PROGRESS, LLC**
Pursuant to G.S. 62-133.2 and NCUC Rule) **AND THE PUBLIC STAFF’S**
R8-55 Relating to Fuel and Fuel-Related) **JOINT MOTION TO EXCUSE**
Charge Adjustments for Electric Utilities) **REMAINING WITNESSES FROM**
) **APPEARANCE AT HEARING**

NOW COME Duke Energy Progress, LLC (“DEP” or “Company”) and the Public Staff – North Carolina Utilities Commission (“Public Staff”) and request that the North Carolina Utilities Commission (“Commission”) issue an order excusing remaining witnesses from testifying at the September 19, 2023 Evidentiary Hearing in the above-captioned matter. In support of this motion, DEP and the Public Staff show the following:

1. On June 13, 2023, DEP pre-filed the testimony and exhibits of witnesses Dana M. Harrington, Matthew L. Cameron, Tom Simril, John D. Swez, Jeffrey Flanagan, David B. Johnson, and Nadene N. Wallace in this docket.
2. On June 23, 2023, Carolina Industrial Group for Fair Utility Rates II (“CIGFUR II”) filed a petition to intervene with the Commission.
3. On June 27, 2023, CIGFUR II was allowed to intervene by order of the Commission.
4. On June 30, 2023, the Commission issued its *Order Scheduling Hearing, Requiring Filing of Testimony, Establishing Discovery Guidelines, and Requiring Public Notice*, setting the date and time for an Evidentiary Hearing in this docket to begin on

September 19, 2023, at 9:00 a.m., in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina immediately following the hearing in Docket No. E-2, Sub 1320.

5. On July 3, 2023, Carolina Utility Customers Association, Inc. (“CUCA”) filed petition to intervene with the Commission.

6. On July 11, 2023, CUCA was allowed to intervene by order of the Commission.

7. On August 28, 2023, the Public Staff filed a Motion for an Extension of Time.

8. On August 28, 2023, DEP filed the Supplemental Testimony, Revised Exhibits and Workpapers of Dana M. Harrington.

9. On August 29, 2023, the Commission issued its Order Granting Extension of Time.

10. On September 1, 2023, the Public Staff filed the testimony of Darrell Brown, Public Utility Regulatory Analyst with the Accounting Division.

11. Also on September 1, 2023, the Public Staff filed the Joint Testimony of Evan D. Lawrence and Dustin R. Metz, Engineers with the Energy Division.

12. On September 1, 2023, CIGFUR II filed the testimony of Brian C. Collins (“witness Collins”).

13. On September 8, 2023, DEP filed the Rebuttal Testimony of Dana M. Harrington.

14. On September 14, 2023, DEP and the Public Staff filed a Joint Motion to Excuse Certain Witnesses.

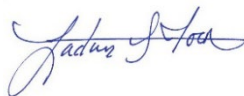
15. On September 15, 2023, the Commission issued an Order Excusing Witnesses Cameron, Simril, Swez, Flanagan, Wallace, Johnson, and Brown from appearance at the September 19, 2023, evidentiary hearing. The Commission directed counsel to move these witnesses' pre-filed testimony and exhibits into the record at the appropriate time during the evidentiary hearing.

16. On September 18, 2023, CIGFUR II filed a Motion to Excuse CIGFUR II witness Collins, stating that all parties have waived cross-examination of witness Collins and that no party objects to his excusal.

17. Counsel for all parties agree to waive cross-examination of all witnesses.

18. Accordingly, DEP and the Public Staff request that all remaining witnesses be excused from appearing at the September 19, 2023, hearing in this docket (consisting of DEP witness Dana M. Harrington and Public Staff witnesses Evan D. Lawrence and Dustin R. Metz) and that the testimony and exhibits of all witnesses be received into the record and for such other and further relief as may be just and proper.

Respectfully submitted, this the 18th day of September, 2023.



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ATTORNEYS FOR DUKE ENERGY PROGRESS, LLC

/s/ William S. F. Freeman
Electronically submitted
s/ William S. F. Freeman, Staff Attorney
s/ William E. H. Creech, Staff Attorney

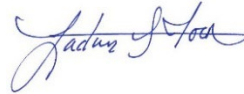
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*ATTORNEYS FOR PUBLIC STAFF-NORTH CAROLINA
UTILITIES COMMISSION*

CERTIFICATE OF SERVICE

I certify that a copy of Duke Energy Progress, LLC and Public Staff's Joint Motion to Excuse Remaining Witnesses from Appearance at Evidentiary Hearing, in Docket No. E-2, Sub 1321, 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 18th day of September, 2023.



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