

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-100, SUB 179

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Duke Energy Progress, LLC, and	)	ORDER REGARDING DATA INPUTS
Duke Energy Carolinas, LLC,	)	AND ASSUMPTIONS, AND
2022 Biennial Integrated Resource	)	SCHEDULING ADDITIONAL UPDATE
Plans and Carbon Plan	)	ON STAKEHOLDER PROCESS
	)	SUFFICIENCY

BY THE CHAIR: Session Law 2021-165 (S.L. 2021-165) directs the Commission to develop a Carbon Plan that takes reasonable steps to reduce carbon dioxide emissions in this State from electric generating facilities owned or operated by Duke Energy Progress, LLC (DEP), and Duke Energy Carolinas, LLC (DEC, together with DEP, Duke) by 70% from 2005 levels by 2030 and to achieve carbon neutrality by 2050.

Session Law 2021-165 further requires that the development of the Carbon Plan include stakeholder input. As part of the Carbon Plan development process, the Commission directed Duke to hold a minimum of three stakeholder meetings by May 13, 2022. The Commission also directed Duke and the Public Staff to file reports on these stakeholder meetings to keep the Commission apprised of the work of the stakeholders.

The first stakeholder meeting occurred on January 25, 2022, and was moderated by third-party facilitator Great Plains Institute (GPI). Following the initial stakeholder meeting, Duke and the Public Staff each filed separate summary reports on February 1, 2022. On February 7, 2022, the Commission held a conference to receive updates on the sufficiency of the stakeholder process from Duke, the Public Staff, and preregistered parties to this docket, including the Clean Power Suppliers Association (CPSA), the North Carolina Sustainable Energy Association (NCSEA), and Appalachian Voices.

The second stakeholder meeting occurred on February 23, 2022, and was again moderated by third-party facilitator GPI. Following this meeting, Duke and the Public Staff each filed separate summary reports with the Commission on March 2, 2022. On March 7, 2022, the Commission held a second conference to receive updates on the sufficiency of the stakeholder process from Duke, the Public Staff, and preregistered parties to this docket, including NCSEA; CPSA; the Carolinas Clean Energy Business Association (CCEBA); the Attorney General's Office (AGO); and the Southern Alliance for Clean Energy (SACE), the Sierra Club, and the Natural Resources Defense Council (NRDC, jointly with SACE and Sierra Club, SACE et al.). In addition, the Carolina

Industrial Group for Fair Utility Rates II and III (appearing jointly, CIGFUR), filed a letter in lieu of providing a verbal update.

A meaningful stakeholder process is critical to the development of a comprehensive plan to achieve the emissions reduction goals established by S.L. 2021-165 within the statutorily mandated timeframe. To ensure the productive use of time prior to the filing of Duke's Carbon Plan, the Commission directs Duke to identify a comprehensive list of inputs and assumptions that will be available for sharing prior to the filing of the Carbon Plan and the date on which these data sets will be available. The Commission further directs Duke to share these data sets with intervenors, upon request and subject to nondisclosure agreements as necessary, as soon as they are available. The direction to Duke to release some data to stakeholders prior to the filing of the initial Carbon Plan is not intended to enlarge the time for discovery or to invite discovery disputes but rather to ensure the productive use of the remaining time available for stakeholder engagement. Additionally, in the interest of facilitating information sharing, the Commission encourages Duke to conduct additional technical working group sessions with stakeholders. Finally, the Commission directs Duke to provide the complete Encompass input and output data files to intervenors who so request subject to any necessary confidentiality agreements, ideally contemporaneously with the filing but no later than five business days after the filing its initial Carbon Plan.

To continue the Commission's oversight of the sufficiency of the stakeholder process, Duke and the Public Staff are directed to update the Commission on the March 22, 2022 stakeholder meeting on Monday, April 4, 2022, directly following the Commission's regularly scheduled Staff Conference. If no Staff Conference is held that day, the update will begin at 10 a.m. Additional stakeholder intervenors in this docket may file a request with the Commission to present a brief update. The update presented by Duke may not exceed ten minutes and each overview presented by the Public Staff and stakeholder intervenors may not exceed five minutes. As has previously been the case, the limited purpose of this update conference is to inform the Commission of the ongoing sufficiency of the stakeholder process.

The update conference will be held in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina and will also be livestreamed to the public via YouTube. Parties providing a presentation to the Commission must be present in the hearing room. A link to the Commission's event streams YouTube channel is available on the Commission's website: [www.ncuc.net](http://www.ncuc.net).

IT IS, THEREFORE, ORDERED as follows:

1. That within ten business days of the date this order issues, Duke shall file with the Commission a comprehensive list of inputs and assumptions that can be released prior to the filing of the Carbon Plan and the dates on which these data sets will be available;

2. That Duke shall provide to intervenors, upon request and subject to nondisclosure agreements as necessary, the data sets identified per Ordering Paragraph No. 1 as soon as they are available;

3. That, as soon as practicable but no later than five business days after the filing the initial Carbon Plan, Duke shall provide complete Encompass input and output data files intervenors, upon request and subject to any necessary confidentiality agreements;

4. That Duke and the Public Staff are directed to each present an update on the sufficiency of the March 22, 2022 stakeholder meeting and the overall process to date on Monday, April 4, 2022, at 10 a.m., or directly following Staff Conference;

5. That any intervenor in this docket that participates in the March 22, 2022 stakeholder meeting may file a request with the Commission to present an update on the sufficiency of the March 22, 2022 stakeholder meeting and the overall process to date on or before Tuesday, March 29, 2022; and

6. That any party that intends to use exhibits during its presentation shall file a list of potential exhibits and provide copies of the exhibits, labeled with the party name and numbered sequentially, to the other parties and to the Commission via email at ncucexhibits@ncuc.net by no later than Thursday, March 31, 2022.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of March, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "Erica N. Green". The signature is fluid and cursive, with the first name "Erica" being more prominent than the last name "Green".

Erica N. Green, Deputy Clerk