

STATÉ ÖF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

FILED
MAY 23 2013

N.C. Utilities Commission

DOCKET NO. E-7, SUB 1033

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Duke Energy Carolinas, LLC
Pursuant to G.S. 62-133.2 and NCUC Rule
R8-55 Relating to Fuel and Fuel Related
Cost Adjustments for Electric Utilities

MOTION FOR EXTENSION OF TIME

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission (Public Staff) by and through its Executive Director, Robert P. Gruber, and respectfully moves for an extension of time for the filing of the direct testimony of the Public Staff and other intervenors and for rebuttal testimony. In support of this motion, the Public Staff shows unto the Commission:

- 1. On March 13, 2013, the Commission entered an Order Scheduling Hearing, Requiring Filing of Testimony, Establishing Discovery Guidelines, and Requiring Public Notice. In that order, the Commission set the date for the filing of Public Staff and intervenor testimony for Friday, May 17, 2013 and for the filing of rebuttal testimony for Friday, May 24, 2013. The hearing in this matter is scheduled for Tuesday, June 4, 2013.
- 2. On May 17, 2013, the Public Staff filed a Motion for Extension of Time, requesting an extension to file Public Staff and intervenor testimony to Friday, May 24, 2013 and for the filing of rebuttal testimony to Friday, May 31, 2013. On May 20, 2013, the Commission granted the motion.

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- 3. The Public Staff and Duke Energy Carolinas, LLC (DEC) have reached an agreement in principle as to the issues presented in this proceeding. The Public Staff and DEC are working diligently on a stipulation and accompanying testimony or affidavits to present to the Commission. However, the Public Staff and DEC do not anticipate that the stipulation and accompanying documents will be ready for filing by May 24.
- 4. Therefore, the Public Staff respectfully requests that the Commission extend the due date for the filing Public Staff and intervenor testimony in this docket to Friday, May 31, 2013. In light of the settlement, the Public Staff does not anticipate that DEC will need additional time to file rebuttal testimony; however, in the abundance of caution, the Public Staff moves that the date for the filing of rebuttal testimony be extended to Monday, June 3, 2013. The Public Staff has contacted all of the parties in this docket. None of the other parties had an objection to this request for an extension of time.

WHEREFORE, the Public Staff respectfully prays:

- 1. That the deadline for the filing of testimony by the Public Staff and other intervenors in this docket be extended to Friday, May 31, 2013, and for the filing of rebuttal be extended to Monday, June 3, 2013; and
- 2. For such other and further relief as the Commission may deem just and proper.

Respectfully submitted, this the 23rd day of May, 2013.

PUBLIC STAFF Robert P. Gruber Executive Director

Antoinette R. Wike Chief Counsel

Dianna W. Downey

Staff Attorney

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CERTIFICATE OF SERVICE

I certify I have this day served a copy of the foregoing MOTION on each of the parties of record in this proceeding or their attorneys of record in accordance with Commission Rule R1-39 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 23rd day of May, 2013.

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Dianna W. Downey