

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

FILED  
MAR 15 2011  
Clerk's Office  
N.C. Utilities Commission

DOCKET NO. E-7, SUB 831

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

**OFFICIAL COPY**

In the Matter of  
Application of Duke Energy Carolinas, LLC, for )  
Approval of Save-a-Watt Approach, Energy )  
Efficiency Rider and Portfolio of Energy Efficiency )  
Programs )  
PUBLIC STAFF  
MOTION FOR  
EXTENSION OF TIME

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission (Public Staff) and respectfully requests the Commission to issue an order in the above-captioned docket extending from March 15, 2011, until March 18, 2011, the time for filing of a proposed list of specific economic development activities already in place that the Company believes should be eliminated from found revenue consideration. In support of this motion, the Public Staff shows as follows:

1. On November 18, 2010, Duke and the Public Staff filed a Report and proposed "Decision Tree," providing a mechanism by which by Duke Energy Carolinas, LLC (Duke or the Company), can evaluate whether activities that may directly or indirectly result in increases in customer demand or energy consumption should be designated by the Commission as producing "found revenues" and either be filed with the Commission for a determination of their status or reported to the Commission for consideration at its discretion.

2. Duke and the Public Staff commented in the Report that the Company has certain economic development activities that it believes should be eliminated from found revenue consideration, that Duke planned to file a list of these activities with the Commission along with a request that they be eliminated from those considered to produce found revenues, and that the Public Staff was working with the Company to produce a list that both parties consider reasonable.

3. On February 8, 2011, the Commission issued an Order adopting the "Decision Tree," with modifications, for use by Duke in determining activities that produce found revenues and required the Company to file a list of all activities that cause customers to increase demand or energy consumption as part of its DSM/EE cost recovery filings.<sup>1</sup> The Commission further required Duke to file its proposed list of specific economic development activities already in place that the Company believes should be eliminated from found revenue consideration as soon as possible, but in no event later than March 15, 2011.

<sup>1</sup> Pursuant to an Order issued February 11, 2011, in Docket No. E-2, Sub 979, Duke's 2011 DSM/EE filing is due March 23, 2011.

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4. Due to the press of other business, the Public Staff has been unable to complete its review of the activities that Duke proposes be eliminated from found revenue consideration. The Public Staff believes an extension of time to allow further discussion between the parties would be beneficial both to the parties and to the Commission.

Therefore, the Public Staff prays:

1. That the time for filing the list of specific economic development activities that Duke believes should be eliminated from found revenue consideration, as required by the Commission's February 8, 2011, Order, be extended from Tuesday, March 15, 2011, until Friday, March 18, 2011.

2. For such other and further relief as the Commission may deem just and proper.

Respectfully submitted this the 15<sup>th</sup> day of March, 2011.

PUBLIC STAFF  
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CERTIFICATE OF SERVICE

I certify that I have served a copy of the foregoing MOTION on all 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 15<sup>th</sup> day of March, 2011.

  
Antoinette R. Wike