Mar 31 2023

Kathleen H. Richard Senior Counsel

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

o: 919.546.6776

kathleen.richard@duke-energy.com

March 31, 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 Carolinas, LLC and Duke Energy Progress, LLC's Annual Report on Compliance with Regulation AB Docket Nos. E-7, Sub 1243 and E-2, Sub 1262

Dear Ms. Dunston:

Pursuant to the Storm Recovery Property Servicing Agreement entered into in connection with the above-referenced dockets, enclosed for filing are Duke Energy Carolinas, LLC and Duke Energy Progress, LLC's Form 10-K – Annual Report on Compliance with Regulation AB and Annual Accountant Report, which were filed with the Securities and Exchange Commission on March 29, 2023.

Please do not hesitate to contact me if you have any questions or need additional information.

Sincerely,

Kathleen H. Richard

Enclosure

cc: Parties of Record



## **CERTIFICATE OF SERVICE**

I certify that a copy of Duke Energy Carolinas, LLC and Duke Energy Progress, LLC's Annual Report on Compliance with Regulation AB, in Docket Nos. E-7, Sub 1243 and E-2, Sub 1262, 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 31<sup>st</sup> day of March, 2023.

VR

Kathleen H. Richard Senior Counsel Duke Energy Corporation P. O. Box 1551 / NCRH 20 Raleigh, North Carolina 27602 Tel: 919.546.6776 kathleen.richard@duke-energy.com

## DEC's SEC Form 10-K

Report on Compliance with Regulation AB

Aar 31 2023

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, D.C. 20549 FORM 10-K

Mark One)		
X AN	NUAL REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT	OF 1934
	For the fiscal year ended December 31, 2022 or	
	ISITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE A	CT OF 1934
	For the transition period from to	
Commission File Number	Exact Name of Registrants as Specified in their Charters, State or Other Jurisdiction of Incorporation or Organization, Address of Principal Executive Offices, Zip Code and Registrants' Telephone Number	IRS Employer Identification No
333-259314-01	DUKE ENERGY CAROLINAS NC STORM FUNDING LLC	87-2284895
	(a Delaware limited liability company) 526 South Church Street Charlotte, North Carolina 28202-1803 704-382-3853	
1-4928	DUKE ENERGY CAROLINAS, LLC	56-0205520
	(Depositor and Sponsor) (a North Carolina limited liability company) 526 South Church Street Charlotte, North Carolina 28202-1803 704-382-3853	
	SECURITIES REGISTERED PURSUANT TO SECTION 12(b) OF THE ACT: None	
	SECURITIES REGISTERED PURSUANT TO SECTION 12(g) OF THE ACT: None	
Indicate by	check mark if the registrant is a well-known seasoned issuer, as defined in Rule 405 of the Securi	ties Act.
Duke Ene	rgy Carolinas NC Storm Funding LLC Yes	No 🗵
Duke Ene	rgy Carolinas, LLC (Duke Energy Carolinas) Yes 🗵	🛙 No 🗆
Indicate by check mark pplicable to all registrar	; if the registrant is not required to file reports pursuant to Section 13 or Section 15(d) of the Exch tts.) Yes $\Box$ No 🗵	ange Act. (Respons
ct of 1934 during the p	whether the registrants (1) have filed all reports required to be filed by Section 13 or 15(d) of the preceding 12 months (or for such shorter period that the registrant was required to file such reporting uirements for the past 90 days. Yes $\boxtimes$ No $\square$	
	whether the registrants have submitted electronically every Interactive Data File required to be G-T (§232.405 of this chapter) during the preceding 12 months (or for such shorter period that the r	

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, a smaller reporting company, or an emerging growth company. See the definitions of "large accelerated filer," "accelerated filer," "smaller reporting company," and "emerging growth company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer 
Accelerated filer 
Non-accelerated filer 
Smaller reporting company 
Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

Indicate by check mark whether the registrants have filed a report on and attestation to their managements' assessment of the effectiveness of their internal control over financial reporting under Section 404(b) of the Sarbanes-Oxley Act (15 U.S.C. 7262(b)) by the registered public accounting firm that prepared or issued their audit report.  $\Box$ 

If securities are registered pursuant to Section 12(b) of the Act, indicate by check mark whether the financial statements of the registrants included in the filing reflect the correction of an error to previously issued financial statements.  $\Box$ 

Indicate by check mark whether any of those error corrections are restatements that required a recovery analysis of incentive-based compensation received by any of the registrant's executive officers during the relevant recovery period pursuant to §240.10D-1(b).

Indicate by check mark whether the registrants are a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes 🗆 No 🗵

### DOCUMENTS INCORPORATED BY REFERENCE

None

to submit such files). Yes 🗵 No 🗆

Auditor Name: Deloitte & Touche LLP

## Aar 31 2023

## PART I

## The following Items have been omitted pursuant to General Instruction J of Form 10-K:

- Item 1. Business.
- Item 1A. Risk Factors.
- Item 2. Properties.

## Item 1B. Unresolved Staff Comments.

None.

Item 3. Legal Proceedings.

None.

## Item 4. Mine Safety Disclosures.

None.

## PART II

## The following Items have been omitted pursuant to General Instruction J of Form 10-K:

- Item 5. Market for Registrant's Common Equity, Related Stockholder Matters and Issuer Purchases of Equity Securities.
- Item 6. Selected Financial Data.
- Item 7. Management's Discussion and Analysis of Financial Condition and Results of Operations.
- Item 7A. Quantitative and Qualitative Disclosures About Market Risk.
- Item 8. Financial Statements and Supplementary Data.
- Item 9. Changes in and Disagreements with Accountants on Accounting and Financial Disclosure.
- Item 9A. Controls and Procedures.

## Item 9B. Other Information.

None.

## PART III

## Item 10. Directors, Executive Officers and Corporate Governance.

Following are the managers and executive officers of Duke Energy Carolinas NC Storm Funding LLC ("DECNCSF") as of December 31, 2022:

Name	Age	Current and Recent Positions Held
Karl W. Newlin	54	Senior Vice President, Corporate Development & Treasurer, Duke Energy Carolinas and Duke Energy Corporation. Mr. Newlin assumed his role as Senior Vice President, Corporate Development & Treasurer in 2018. In addition, he assumed his role as President, Chief Financial Officer, and Treasurer in November 2021, and Manager of DECNCSF in August 2021.
Cynthia S. Lee	56	<b>Vice President, Chief Accounting Officer and Controller, Duke Energy Carolinas, Duke Energy Corporation.</b> Ms. Lee assumed her role as Vice President, Chief Accounting Officer and Controller in May 2021. Prior to that, she served as Director, Investor Relations since June 2019 and in various roles within the Corporate Controller's organization after joining the Corporation and its affiliates in 2002. In addition, she assumed her role as Controller and Manager of DECNCSF in September 2021.
Bernard J. Angelo	53	Senior Vice President of Global Securitization Services, LLC. Mr. Angelo assumed his role as Senior Vice President of Global Securitization Services in 1997. In addition, he assumed his role as Independent Manager of DECNCSF in August 2021.

DECNCSF is a wholly owned, bankruptcy remote subsidiary of Duke Energy Carolinas, LLC. Duke Energy Carolinas, LLC is an indirect wholly owned subsidiary of Duke Energy Corporation ("Duke Energy").

## **Code of Conduct**

Duke Energy has adopted a code of ethics that applies to all officers and employees of Duke Energy and its affiliates, including DECNCSF. This code of ethics, entitled "Code of Business Ethics," is posted on Duke Energy's website at www.dukeenergy.com/our-company/about-us/ethics. Duke Energy's Code of Business Ethics is administered by the Chief Ethics and Compliance Officer of Duke Energy, who provides regular reports directly to the Audit Committee of the Board of Directors of Duke Energy.

## <u> Vlar 31 2023</u>

## Item 11. Executive Compensation.

Other than the annual independent manager fee of \$3,500 paid to Global Securitization Services, LLC, DECNCSF does not pay any compensation to its managers or executive officers.

## Item 12. Security Ownership of Certain Beneficial Owners and Management and Related Stockholder Matters.

None.

Item 13. Certain Relationships and Related Transactions, and Director Independence.

None.

## Item 14. Principal Accounting Fees and Services.

Omitted pursuant to General Instruction J of Form 10-K.

## **PART IV**

## Item 15. Exhibits and Financial Statement Schedules.

- (a)(1) and (a)(2) Financial Statements and Financial Statement Schedules are omitted pursuant to General Instruction J of Form 10-K as listed under Item 8 of this report.
- (a)(3) and (b) See Exhibit Index included as the last part of this report, which is incorporated herein by reference.
- (c) Not applicable.

## Item 16. Form 10-K Summary.

None.

## Item 1112(b). Significant Obligors of Pool Assets.

None.

Item 1114(b)(2). Credit Enhancement and Other Support, Except For Certain Derivative Instruments.

None.

Item 1115(b). Certain Derivative Instruments.

None.

## Item 1117. Legal Proceedings.

None.

## Item 1119. Affiliations and Certain Relationships and Related Transactions.

DECNCSF is a wholly owned subsidiary of Duke Energy Carolinas, LLC, which is the depositor, sponsor and servicer.

## Item 1122. Compliance With Applicable Servicing Criteria.

See Exhibits 33.1, 33.2, 34.1, and 34.2 of this Form 10-K.

## Item 1123. Servicer Compliance Statement.

See Exhibit 35.1 of this Form 10-K.

Mar 31 2023

## SUPPLEMENTAL INFORMATION TO BE FURNISHED WITH REPORTS FILED PURSUANT TO SECTION 15(d) OF THE ACT BY REGISTRANTS WHICH HAVE NOT REGISTERED SECURITIES PURSUANT TO SECTION 12 OF THE ACT

No such annual report, proxy statement, form of proxy or other proxy soliciting material has been sent to the registrant's security holders. The registrant will not be sending an annual report or proxy material to its security holders subsequent to the filing of this form.

## EXHIBIT INDEX

Exhibits filed herewithin are designated by an asterisk (\*). All exhibits not so designated are incorporated by reference to a prior filing, as indicated.

Exhibit No.	Description of Exhibit
3.1	Certificate of Formation of Duke Energy Carolinas NC Storm Funding LLC (incorporated by reference to Registration Statement on Form SF-1 of Duke Energy Carolinas, LLC filed on September 3, 2021, File No. 333-259314-01)
3.2	Amended and Restated Limited Liability Company Agreement of Duke Energy Carolinas NC Storm Funding LLC, dated and effective as of November 15, 2021 (incorporated by reference to Exhibit 3.2 to Form 8-K filed November 19, 2021, File No. 333-259314-01
4.1	Indenture, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC, and The Bank of New York Mellon Trust Company, N.A., as Indenture Trustee and Securities Intermediary (incorporated by reference to Exhibit 4.1 to Form 8-K filed November 24, 2021, File No. 333-259314-01
4.2	Series Supplement, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC, and The Bank of New York Mellon Trust Company, N.A., as Indenture Trustee (incorporated by reference to Exhibit 4.2 to Form 8- K filed November 24, 2021, File No. 333-259314-01)
10.1	Storm Recovery Property Servicing Agreement, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC, and Duke Energy Carolinas, LLC, as Servicer (incorporated by reference to Exhibit 10.1 to Form 8-K filed November 24, 2021, File No. 333-259314-01
10.2	Storm Recovery Property Purchase and Sale Agreement, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC, and Duke Energy Carolinas, LLC, as Servicer (incorporated by reference to Exhibit 10.2 to Form 8-K filed November 24, 2021, File No. 333-259314-01
10.3	Administration Agreement, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC and Duke Energy Carolinas, LLC, as administrator (incorporated by reference to Exhibit 10.3 to Form 8-K filed November 24, 2021, File No. 333-259314-01)
99.1	Financing Order, filed in a Joint Petition by Duke Energy Carolinas, LLC and Duke Energy Progress, LLC on October 26, 2021 (incorporated by reference to Registration Statement on Form SF-1 of Duke Energy Carolinas, LLC filed on September 3, 2021, File No. 333-259314-01)
*31.1	Rule 13a-14(d)/15d-14(d) Certification
*33.1	Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Issuers for Duke Energy Carolinas, LLC, Servicer
*33.2	Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Issuers for The Bank of New York Mellon, Indenture Trustee
*34.1	Attestation Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Securities of Deloitte & Touche LLP on behalf of Duke Energy Carolinas, LLC, Servicer
*34.2	Attestation Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Securities of KPMG LLP on behalf of The Bank of New York Mellon, Indenture Trustee
*35.1	Servicer Compliance Statement
*104	Cover Page Interactive Data File (formatted in Inline XBRL and contained in Exhibit 101).

## SIGNATURES

Pursuant to the requirements of Section 13 or 15(d) of the Securities Exchange Act of 1934, the registrants have duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

Date: March 29, 2023

## DUKE ENERGY CAROLINAS NC STORM FUNDING LLC

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Controller and Manager

## DUKE ENERGY CAROLINAS, LLC

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller Duke Energy Carolinas, LLC

Mar 31 2023

Exhibit 31.1

## CERTIFICATION

I, Cynthia S. Lee, certify that:

- 1. I have reviewed this report on Form 10-K and all reports on Form 10-D required to be filed in respect of the period covered by this report on Form 10-K of Duke Energy Carolinas NC Storm Funding LLC (the Exchange Act periodic reports);
- Based on my knowledge, the Exchange Act periodic reports, taken as a whole, do not contain any untrue statement of a
  material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under
  which such statements were made, not misleading with respect to the period covered by this report;
- Based on my knowledge, all of the distribution, servicing, and other information required to be provided under Form 10-D for the period covered by this report is included in the Exchange Act periodic reports;
- 4. I am responsible for reviewing the activities performed by the Servicer and based on my knowledge and the compliance review conducted in preparing the servicer compliance statement required in this report under Item 1123 of Regulation AB, and except as disclosed in the Exchange Act periodic reports, the Servicer has fulfilled its obligations under the Storm Recovery Property Servicing Agreement, dated as of November 24, 2021, by and between Duke Energy Carolinas NC Storm Funding LLC and the Servicer, in all material respects; and
- 5. All of the reports on assessment of compliance with servicing criteria for asset-backed securities and the related attestation reports on assessment of compliance with servicing criteria for asset-backed securities required to be included in this report in accordance with Item 1122 of Regulation AB and Exchange Act Rules 13a-18 and 15d-18 have been included as an exhibit to this report, except as otherwise disclosed in this report. Any material instances of noncompliance described in such reports have been disclosed in this report on Form 10-K.

In giving the certifications above, I have reasonably relied on information provided to me by the following unaffiliated party: The Bank of New York Mellon, as Indenture Trustee.

Date: March 29, 2023

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY CAROLINAS, LLC, as servicer

## REPORT ON ASSESSMENT OF COMPLIANCE WITH SERVICING CRITERIA FOR ASSET-BACKED ISSUERS

The undersigned hereby certifies that the undersigned is the duly elected and acting Vice President, Chief Accounting Officer and Controller of **DUKE ENERGY CAROLINAS**, **LLC**, as servicer (Servicer) under the Storm Recovery Property Servicing Agreement dated as of November 24, 2021 (Servicing Agreement) by and between the Servicer and **DUKE ENERGY CAROLINAS NC STORM FUNDING LLC**, and further certifies that:

- 1. The undersigned is responsible for assessing the Servicer's compliance with the servicing criteria set forth in Item 1122(d) of Regulation AB (Servicing Criteria).
- 2. With respect to each of the Servicing Criteria, the undersigned has made the following assessment of the Servicing Criteria in accordance with Item 1122(d) of Regulation AB, with such discussion regarding the performance of such Servicing Criteria during the fiscal year covered by the Sponsor's annual report on Form 10-K:

Regulation AB Reference	3 Servicing Criteria		Inapplicable Servicing Criteria
	General Servicing Considerations		
1122(d)(1)(i)	Policies and procedures are instituted to monitor any performance or other triggers and events of default in accordance with the transaction agreements.	х	
1122(d)(1)(ii)	If any material servicing activities are outsourced to third parties, policies and procedures are instituted to monitor the third party's performance and compliance with such servicing activities.		x
1122(d)(1)(iii)	Any requirements in the transaction agreements to maintain a back-up servicer for pool assets are maintained.		x
1122(d)(1)(iv)	A fidelity bond and errors and omissions policy is in effect on the party participating in the servicing function throughout the reporting period in the amount of coverage required by and otherwise in accordance with the terms of the transaction agreements.		x
1122(d)(1)(v)	Aggregation of information, as applicable, is mathematically accurate and the information conveyed accurately reflects the information.	х	
	Cash Collection and Administration		
1122(d)(2)(i)	Payments on pool assets are deposited into the appropriate custodial bank accounts and related bank clearing accounts no more than two business days following receipt, or such other number of days specified in the transaction agreements.	х	
1122(d)(2)(ii)	Disbursements made via wire transfer on behalf of an obligor or to an investor are made only by authorized personnel.		x
1122(d)(2)(iii)	Advances of funds or guarantees regarding collections, cash flows or distributions, and any interest or other fees charged for such advances, are made, reviewed and approved as specified in the transaction agreements.	х	
1122(d)(2)(iv)	The related accounts for the transaction, such as cash reserve accounts or accounts established as a form of overcollateralization, are separately maintained (e.g., with respect to commingling of cash) as set forth in the transaction agreements.	х	
1122(d)(2)(v)	Each custodial account is maintained at a federally insured depository institution as set forth in the transaction agreements. For purposes of this criterion, "federally insured depository institution" with respect to a foreign financial institution means a foreign financial institution that meets the requirements of Rule 13k-1(b)(1) under the Exchange Act.	х	
1122(d)(2)(vi)	Unissued checks are safeguarded so as to prevent unauthorized access.		x
1122(d)(2)(vii)	Reconciliations are prepared on a monthly basis for all asset-backed securities related bank accounts, including custodial accounts and related bank clearing accounts. These reconciliations are: (A) mathematically accurate; (B) prepared within 30 calendar days after the bank statement cutoff date, or such other number of days specified in the transaction agreements; (C) reviewed and approved by someone other than the person who prepared the reconciliation; and (D) contain explanations for reconciling items. These reconciling items are resolved within 90 calendar days of their original identification, or such other number of days specified in the transaction agreements.	х	

	Investor Remittances and Reporting		
1122(d)(3)(i)	Reports to investors, including those to be filed with the SEC, are maintained in accordance with the transaction agreements and applicable SEC requirements. Specifically, such reports: (A) are prepared in accordance with timeframes and other terms set forth in the transaction agreements; (B) provide information calculated in accordance with the terms specified in the transaction agreements; (C) are filed with the SEC as required by its rules and regulations; and (D) agree with investors' or the trustee's records as to the total unpaid principal balance and number of pool assets serviced by the servicer.	х	
1122(d)(3)(ii)	Amounts due to investors are allocated and remitted in accordance with timeframes, distribution priority and other terms set forth in the transaction agreements.		x
1122(d)(3)(iii)	Disbursements made to an investor are posted within two business days to the servicer's investor records, or such other number of days specified in the transaction agreements.		x
1122(d)(3)(iv)	Amounts remitted to investors per the investor reports agree with canceled checks, or other form of payment, or custodial bank statements.	х	
	Pool Asset Administration		
1122(d)(4)(i)	Collateral or security on pool assets is maintained as required by the transaction agreements or related pool asset documents.	Х	
1122(d)(4)(ii)	Pool assets and related documents are safeguarded as required by the transaction agreements.	х	
1122(d)(4)(iii)	Any additions, removals or substitutions to the asset pool are made, reviewed and approved in accordance with any conditions or requirements in the transaction agreements.		x
1122(d)(4)(iv)	Payments on pool assets, including any payoffs, made in accordance with the related pool asset documents are posted to the servicer's obligor records maintained no more than two business days after receipt, or such other number of days specified in the transaction agreements, and allocated to principal, interest or other items (e.g., escrow) in accordance with the related pool asset agreements.	x	
1122(d)(4)(v)	The servicer's records regarding the pool assets agree with the servicer's records with respect to an obligor's unpaid principal balance.		x
1122(d)(4)(vi)	Changes with respect to the terms or status of an obligor's pool assets (e.g., loan modifications or re-agings) are made, reviewed and approved by authorized personnel in accordance with the transaction agreements and related pool asset documents.		x
1122(d)(4)(vii)	Loss mitigation or recovery actions (e.g., forbearance plans, modifications and deeds in lieu of foreclosure, foreclosures and repossessions, as applicable) are initiated, conducted and concluded in accordance with the timeframes or other requirements established by the transaction agreements.	х	
1122(d)(4)(viii)	Records documenting collection efforts are maintained during the period a pool asset is delinquent in accordance with the transaction agreements. Such records are maintained on at least a monthly basis, or such other period specified in the transaction agreements, and describe the entity's activities in monitoring delinquent pool assets, including, for example, phone calls, letters and payment rescheduling plans in cases where delinquency is deemed temporary (e.g., illness or unemployment).	х	
1122(d)(4)(ix)	Adjustments to interest rates or rates of return for pool assets with variable rates are computed based on the related pool asset documents.		х
1122(d)(4)(x)	Regarding any funds held in trust for an obligor (such as escrow accounts): (A) such funds are analyzed, in accordance with the obligor's pool asset documents, on at least an annual basis, or such other period specified in the transaction agreements; (B) interest on such funds is paid, or credited, to obligors in accordance with applicable pool asset documents and state laws; and (C) such funds are returned to the obligor within 30 calendar days of full repayment of the related pool assets, or such other number of days specified in the transaction agreements.		×
1122(d)(4)(xi)	Payments made on behalf of an obligor (such as tax or insurance payments) are made on or before the related penalty or expiration dates, as indicated on the appropriate bills or notices for such payments, provided that such support has been received by the servicer at least 30 calendar days prior to these dates, or such other number of days specified in the transaction agreements.		x

1122(d)(4)(xii)	Any late payment penalties in connection with any payment to be made on behalf of an obligor are paid from the servicer's funds and not charged to the obligor, unless the late payment was due to the obligor's error or omission.		х
1122(d)(4)(xiii)	Disbursements made on behalf of an obligor are posted within two business days to the obligor's records maintained by the servicer, or such other number of days specified in the transaction agreements.		х
1122(d)(4)(xiv)	Delinquencies, charge-offs and uncollectible accounts are recognized and recorded in accordance with the transaction agreements.	х	
1122(d)(4)(xv)	Any external enhancement or other support, identified in Item 1114(a)(1) through (3) or Item 1115 of Regulation AB, is maintained as set forth in the transaction agreements.		х

- 3. To the best of the undersigned's knowledge, based on such review, the Servicer is in compliance in all material respects with the applicable servicing criteria set forth above as of and for the year ended December 31, 2022, covered by the Issuer's annual report on Form 10-K.
- 4. Deloitte & Touche LLP, an independent registered public accounting firm, has issued an attestation report on the Servicer's assessment of compliance with the applicable servicing criteria as of and for the year end December 31, 2022, covered by the Issuer's annual report on Form 10-K.
- 5. Capitalized terms used but not defined herein have their respective meanings as set forth in the Servicing Agreement.

Date: Mar

March 29, 2023

DUKE ENERGY CAROLINAS, LLC as Servicer

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY CAROLINAS, LLC



## ASSESSMENT OF COMPLIANCE WITH APPLICABLE SERVICING CRITERIA

Management of The Bank of New York Mellon (formerly The Bank of New York), BNY Mellon Trust of Delaware (formerly BNYM (Delaware)) and The Bank of New York Mellon Trust Company, N.A. (formerly The Bank of New York Trust Company, N.A.), (collectively, the "Company") is responsible for assessing the Company's compliance with the servicing criteria set forth in Item 1122(d) of Regulation AB promulgated by the Securities and Exchange Commission. The Company's management has determined that the servicing criteria are applicable in regard to the servicing platform as of and for the period as follows:

Platform: Publicly-issued (i.e., transaction-level reporting initially required under the Securities Exchange Act of 1934, as amended) asset-backed securities issued on or after January 1, 2006 that are subject to Regulation AB (including transactions subject to Regulation AB by contractual obligation) for which the Company provides trustee, securities administration, paying agent or custodial services, as defined and to the extent applicable in the transaction agreements, other than residential mortgage-backed securities and other mortgage-related asset-backed securities (the "Platform").

Period: The twelve months ended December 31, 2022 (the "Period").

Applicable Servicing Criteria: All servicing criteria set forth in Item 1122(d), to the extent required by the related transaction agreements as to any transaction, except as set forth in the column titled "Not Applicable to Platform" in Appendix 1 attached hereto.

With respect to servicing criterion 1122(d)(2)(vi), the Company's management has engaged a vendor to perform the activities required by the servicing criterion. The Company's management has determined that this vendor is not considered a "servicer" as defined in Item 1101(j) of Regulation AB, and the Company's management has elected to take responsibility for assessing compliance with the servicing criterion applicable to this vendor as permitted by the SEC's Compliance and Disclosure Interpretation 200.06, Vendors Engaged by Servicers ("C&DI 200.06"). The Company's management has policies and procedures in place designed to provide reasonable assurance that the vendor's activities comply in all material respects with the servicing criterion applicable to the vendor. The Company's management is solely responsible for determining that it meets the SEC requirements to apply C&DI 200.06 for the vendor and related servicing criterion.

Mar 31 2023

With respect to the Platform as of and for the Period, the Company provides the following assessment of compliance in respect of the Applicable Servicing Criteria:

 The Company's management is responsible for assessing the Company's compliance with the Applicable Servicing Criteria.

2. The Company's management has assessed compliance with the Applicable Servicing Criteria, including the servicing criterion for which compliance is determined based on C&DI 200.06 as described above as of and for the Period. In making this assessment, management used the criteria set forth by the Securities and Exchange Commission in paragraph (d) of Item 1122 of Regulation AB.

3. With respect to servicing criterion 1122(d)(4)(i), for certain transactions in the Platform the Trustor (as such term is defined in the related transaction agreements) may direct the Trustee (as such term is defined in the related transaction agreements) to file, or cause to be filed, all filings identified by the Trustor to be necessary to maintain the effectiveness of any original filings identified by the Trustor to be necessary under the Uniform Commercial Code as in effect in any jurisdiction to perfect the Trustee's security interest in or lien on the Underlying Securities (as such term is defined in the related transaction agreements). As of and for the twelve months ended December 31, 2022, the Company was not instructed by any Trustors to perform such activities. Absent the receipt of instruction from a Trustor to perform such activities, the Company's responsibility for criterion 1122(d)(4)(i) for the Platform is solely with regard to the manner of holding trust assets and investment of trust assets in eligible investments and the Company does not have any duties as to the original UCC filing and any continuations to perfect the security interest unless instructed to do so by other parties in the transaction agreement.

4. Based on such assessment, as of and for the Period, the Company has complied, in all material respects, with the Applicable Servicing Criteria.

KPMG LLP, an independent registered public accounting firm, has issued an attestation report with respect to management's assessment of the Company's compliance with the Applicable Servicing Criteria as of and for the Period. The Bank of New York Mellon

James Slater Authorized Signatory

BNY Mellon Trust of Delaware

James Ambagis Authorized Signatory

The Bank of New York Mellon Trust Company, N.A.

Antonio I. Portuondo Authorized Signatory

Dated: February 28, 2023

## APPENDIX 1

		Applicable	to Platform	
			Performed by	
			Vendor(s) for which	
REG AB		Performed Directly	the Company is the	Not Applicable to
REFERENCE	SERVICING CRITERIA	by the Company	Responsible Party	Platform
	General servicing considerations			
	Policies and procedures are instituted to			
	monitor any performance or other			
1122(d)(1)(i)	triggers and events of default in	X		
	accordance with the transaction			
	agreements.			
	If any material servicing activities are			
	outsourced to third parties, policies and			
1122(d)(1)(ii)	procedures are instituted to monitor the	x		
	third party's performance and			
	compliance with such servicing			
	activities.			
	Any requirements in the transaction agreements to maintain a back-up			
1122(d)(1)(iii)	servicer for the pool assets are			Х
	maintained.			
	A fidelity bond and errors and			
	omissions policy is in effect on the			
	party participating in the servicing			
1100/00/00/00	function throughout the reporting			
1122(d)(1)(iv)	period in the amount of coverage			х
	required by and otherwise in			
	accordance with the terms of the			
	transaction agreements.			
	Aggregation of information, as			
	applicable, is mathematically accurate			
1122(d)(1)(v)	and the information conveyed			х
	accurately reflects the information.			
	Cash collection and administration			
	Payments on pool assets are deposited			
	into the appropriate custodial bank			
	accounts and related bank clearing			
1122(d)(2)(i)	accounts no more than two business	X		
	days of receipt, or such other number of			
	days specified in the transaction			
	agreements.			
1100(3)(0)(0)	Disbursements made via wire transfer			
1122(d)(2)(ii)	on behalf of an obligor or to an investor	X		
	are made only by authorized personnel. Advances of funds or guarantees			
	regarding collections, cash flows or			
1122(d)(2)(iii)	distributions, and any interest or other			
	fees charged for such advances, are			Х
	made, reviewed and approved as			
	specified in the transaction agreements.			
	The related accounts for the transaction,			
	such as cash reserve accounts or			
	accounts established as a form of over			
1122(d)(2)(iv)	collateralization, are separately	х		
	maintained (e.g., with respect to			
	commingling of cash) as set forth in the			
	transaction agreements.			

Exhibit 33.2

		Applicable	Applicable to Platform		
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	Performed by Vendor(s) for which the Company is the Responsible Party	Not Applicable to Platform	
1122(d)(2)(v)	Each custodial account is maintained at a federally insured depository institution as set forth in the transaction agreements. For purposes of this criterion, "federally insured depository institution" with respect to a foreign financial institution means a foreign financial institution that meets the requirements of Rule 240.13k-1(b)(1) of this chapter.	x			
1122(d)(2)(vi)	Unissued checks are safeguarded so as to prevent unauthorized access.		х		
1122(d)(2)(vii)	Reconciliations are prepared on a monthly basis for all asset-backed securities related bank accounts, including custodial accounts and related bank clearing accounts. These reconciliations (A) Are mathematically accurate; (B) Are prepared within 30 calendar days after the bank statement cutoff date, or such other number of days specified in the transaction agreements; (C) Are reviewed and approved by someone other than the person who prepared the reconciliation; and (D) Contain explanations for reconciling items. These reconciling items are resolved within 90 calendar days of their original identification, or such other number of days specified in the transaction agreements.	X			
	Investor remittances and reporting				
1122(d)(3)(i)	Reports to investors, including those to be filed with the Commission, are maintained in accordance with the transaction agreements and applicable Commission requirements. Specifically, such reports (A) Are prepared in accordance with timeframes and other terms set forth in the transaction agreements; (B) Provide information calculated in accordance with the terms specified in the transaction agreements; (C) Are filed with the Commission as required by its rules and regulations; and (D) Agree with investors' or the trustee's records as to the total unpaid principal balance and number of pool assets serviced by the servicer.	X			
1122(d)(3)(ii)	Amounts due to investors are allocated and remitted in accordance with timeframes, distribution priority and other terms set forth in the transaction agreements.	х			
1122(d)(3)(iii)	Disbursements made to an investor are posted within two business days to the servicer's investor records, or such other number of days specified in the transaction agreements.	х			
1122(d)(3)(iv)	Amounts remitted to investors per the investor reports agree with cancelled checks, or other form of payment, or custodial bank statements.	х			

1

5

Exhibit 33.2

Mar 31 2023

		Applicable	to Platform	
		Performed by		
DEC AD			Vendor(s) for which	N
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	the Company is the Responsible Party	Not Applicable to Platform
ILLI LILLIUL	Collateral or security on pool assets is	by the company	responsible 1 arty	Tationi
1122(4)(4)(5)	maintained as required by the	x		
1122(d)(4)(i)	transaction agreements or related pool	~		
	asset documents. Pool asset and related documents are			
1122(d)(4)(ii)	safeguarded as required by the	x		
1122(u)(4)(1)	transaction agreements			
	Any additions, removals or			
1122(4)(4)(3)	substitutions to the asset pool are made,	X 1		
1122(d)(4)(iii)	reviewed and approved in accordance with any conditions or requirements in	X		
	the transaction agreements.			
	Payments on pool assets, including any			
	payoffs, made in accordance with the			
	related pool asset documents are posted to the applicable servicer's obligor			
	records maintained no more than two			
1122(d)(4)(iv)	business days after receipt, or such			х
	other number of days specified in the			
	transaction agreements, and allocated to principal, interest or other items (e.g.,			
	escrow) in accordance with the related			
	pool asset documents.			
	The servicer's records regarding the			
1122(d)(4)(v)	pool assets agree with the servicer's records with respect to an obligor's			х
	unpaid principal balance.			
	Changes with respect to the terms or			
	status of an obligor's pool assets (e.g.,			
1122(d)(4)(vi)	loan modifications or re-agings) are made, reviewed and approved by			х
1122(4)(4)(1)	authorized personnel in accordance			A
	with the transaction agreements and			
	related pool asset documents.			
	Loss mitigation or recovery actions (e.g., forbearance plans, modifications			
	and deeds in lieu of foreclosure,			
	foreclosures and repossessions, as			
1122(d)(4)(vii)	applicable) are initiated, conducted and			х
	concluded in accordance with the timeframes or other requirements			
	established by the transaction			
	agreements.			
	Records documenting collection efforts			
	are maintained during the period a pool asset is delinquent in accordance with			
	the transaction agreements. Such			
	records are maintained on at least a			
	monthly basis, or such other period			
1122(d)(4)(viii)	specified in the transaction agreements, and describe the entity's activities in			х
	monitoring delinquent pool assets			
	including, for example, phone calls,			
	letters and payment rescheduling plans			
	in cases where delinquency is deemed			
	temporary (e.g., illness or unemployment).			

<sup>&</sup>lt;sup>1</sup> With respect to applicable servicing criterion 1122(d)(4)(iii) the Company has determined that there were no activities performed during the twelve months ended December 31, 2022 with respect to the Platform, because there were no occurrences of events that would require the Company to perform such activities.

		Applicable		
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	Performed by Vendor(s) for which the Company is the Responsible Party	Not Applicable to Platform
1122(d)(4)(ix)	Adjustments to interest rates or rates of return for pool assets with variable rates are computed based on the related pool asset documents.	oy the company	Responsible Fairly	X
1122(d)(4)(x)	Regarding any funds held in trust for an obligor (such as escrow accounts): (A) Such funds are analyzed, in accordance with the obligor's pool asset documents, on at least an annual basis, or such other period specified in the transaction agreements; (B) Interest on such funds is paid, or credited, to obligors in accordance with applicable pool asset documents and state laws; and (C) Such funds are returned to the obligor within 30 calendar days of full repayment of the related pool asset, or such other number of days specified in the transaction agreements.			х
1122(d)(4)(xi)	Payments made on behalf of an obligor (such as tax or insurance payments) are made on or before the related penalty or expiration dates, as indicated on the appropriate bills or notices for such payments, provided that such support has been received by the servicer at least 30 calendar days prior to these dates, or such other number of days specified in the transaction agreements.			х
1122(d)(4)(xii)	Any late payment penalties in connection with any payment to be made on behalf of an obligor are paid from the servicer's funds and not charged to the obligor, unless the late payment was due to the obligor's error or omission.			х
1122(d)(4)(xiii)	Disbursements made on behalf of an obligor are posted within two business days to the obligor's records maintained by the servicer, or such other number of days specified in the transaction agreements.			x
1122(d)(4)(xiv)	Delinquencies, charge-offs and uncollectible accounts are recognized and recorded in accordance with the transaction agreements.			х
1122(d)(4)(xv)	Any external enhancement or other support, identified in Item 1114(a)(1) through (3) or Item 1115 of this Regulation AB, is maintained as set forth in the transaction agreements.			x

## **Deloitte.**

Deloitte & Touche LLP Suite 1800 650 South Tryon Street Charlotte, NC 28202

Tel: +1 704 887 1500 www.deloitte.com

REPORT OF INDEPENDENT REGISTERED PUBLIC ACCOUNTING FIRM

To the Board of Directors of Duke Energy Carolinas, LLC

We have examined management of Duke Energy Carolinas LLC's (the "Company") assertion, included in the accompanying Report on Assessment of Compliance with Servicing Criteria for Asset-Backed Issuers, that the Company complied with the servicing criteria set forth in Item 1122(d) of the Securities and Exchange Commission's Regulation AB (the "servicing criteria") for Duke Energy Carolinas NC Storm Funding, LLC's Series A Storm Recovery Bonds (the "Platform"), excluding criteria items 1122(d)(1)(ii), 1122(d)(1)(iii), 1122(d)(1)(ii), 1122(d)(2)(ii), 1122(d)(2)(ii), 1122(d)(3)(ii), 1122(d)(3)(iii), 1122(d)(4)(iii), 1122(d)(4)(v), 1122(d)(4)(vi), 1122(d)(4)(vi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), and 1122(d)(4)(xv), which management has determined are not applicable to the activities performed by the Company with respect to the Platform, as of and for the year ended December 31, 2022. Management's assertion identifies the individual asset-backed transactions defined by management as constituting the Platform. Management is responsible for the Company's compliance with the servicing criteria and its assertion. Our responsibility is to express an opinion on management's assertion about the Company's compliance with the servicing criteria and its assertion.

Our examination was conducted in accordance with the standards of the Public Company Accounting Oversight Board (United States) and in accordance with attestation standards established by the American Institute of Certified Public Accountants. Those standards require that we plan and perform the examination to obtain reasonable assurance about whether management's assertion about compliance with the servicing criteria is fairly stated, in all material respects, and, accordingly, included examining, on a test basis, evidence about the Company's compliance with the servicing criteria, including tests on a sample basis of the servicing activities related to the Platform, determining whether the Company performed those selected activities in compliance with the servicing criteria during the specified period, and performing such other procedures as we considered necessary in the circumstances. Our procedures were limited to selected servicing activities performed by the Company during the period covered by this report and, accordingly, such samples may not have included servicing activities related to each asset-backed transaction included in the Platform. Further, an examination is not designed to detect noncompliance arising from errors that may have occurred prior to the period specified above that may have affected the balances or amounts calculated or reported by the Company during the period covered by this report. We believe that the evidence we obtained in our examination is sufficient and appropriate to provide a reasonable basis for our opinion.

Our examination does not provide a legal determination on the Company's compliance with the servicing criteria.

In our opinion, management's assertion that the Company complied with the aforementioned servicing criteria as of and for the year ended December 31, 2022, for the Platform, is fairly stated, in all material respects.

Delaitte & Touche LLP

Charlotte, NC March 29, 2023 OFFICIAL COPY



KPMG LLP Aon Center Suite 5500 200 E. Randolph Street Chicago, IL 60601-6436

### Report of Independent Registered Public Accounting Firm

The Board of Directors The Bank of New York Mellon BNY Mellon Trust of Delaware The Bank of New York Mellon Trust Company, N.A.:

We have examined management's assertion, included in the accompanying Management's Assessment of Compliance with Applicable Servicing Criteria that The Bank of New York Mellon (formerly The Bank of New York), BNY Mellon Trust of Delaware (formerly BNYM (Delaware)) and The Bank of New York Mellon Trust Company, N.A. (formerly The Bank of New York Trust Company, N.A.), (collectively, the "Company") complied with the servicing criteria set forth in Item 1122(d) of the Securities and Exchange Commission's Regulation AB (the Servicing Criteria) for the publicly-issued (i.e., transaction-level reporting initially required under the Securities Exchange Act of 1934, as amended) asset-backed securities issued on or after January 1, 2006 that are subject to Regulation AB (including transactions subject to Regulation AB by contractual obligation) for which the Company provides trustee, securities administration, paying agent, or custodial services, as defined and to the extent applicable in the transaction agreements, other than residential mortgage-backed securities and other mortgage-related asset-backed securities (the "Platform"), except for servicing criteria 1122(d)(1)(iii), 1122(d)(1)(iv), 1122(d)(1)(v), 1122(d)(2)(iii), 1122(d)(4)(iv), 1122(d)(4)(v), 1122(d)(4)(vi), 1122(d)(4)(vi), 1122(d)(4)(viii), 1122(d)(4)(ix), 1122(d)(4)(x), 1122(d)(4)(xi), 1122(d)(4)(xii), 1122(d)(4)(xiii), 1122(d)(4)(xiv) and 1122(d)(4)(xv), which the Company has determined are not applicable to the activities it performs with respect to the Platform (the Servicing Criteria), as of and for the twelve months ended December 31, 2022. With respect to Servicing Criterion 1122(d)(4)(i), the Company has determined that for certain transactions in the Platform the Trustor (as such term is defined in the related transaction agreements) may direct the Trustee (as such term is defined in the related transaction agreements) to file, or cause to be filed, all filings identified by the Trustor to be necessary to maintain the effectiveness of any original filings identified by the Trustor to be necessary under the Uniform Commercial Code as in effect in any jurisdiction to perfect the Trustee's security interest in or lien on the Underlying Securities (as such term is defined in the related transaction agreements). Management's Assessment of Compliance with Applicable Servicing Criteria indicates that as of and for the twelve months ended December 31, 2022, the Company was not instructed by any Trustors to perform such activities. Absent the receipt of instruction from a Trustor to perform such activities, the Company's responsibility for Servicing Criterion 1122(d)(4)(i) for the Platform is solely with regard to the manner of holding trust assets and investment of trust assets in eligible investments and the Company does not have any duties as to the original UCC filing and any continuations to perfect the security interest unless instructed to do so by other parties in the transaction agreement. With respect to servicing criterion 1122(d)(4)(iii), the Company has determined that there were no activities performed during the twelve months ended December 31, 2022 with respect to the Platform, because there were no occurrences of events that would require the Company to perform such activities. Appendix A to Management's Assessment of Compliance with Applicable Servicing Criteria identifies the individual asset-backed transactions and securities defined by management as constituting the Platform. Management is responsible for the Company's compliance with the Servicing Criteria. Our responsibility is to express an opinion on management's assertion about the Company's compliance with the Servicing Criteria based on our examination.

Our examination was conducted in accordance with the standards of the Public Company Accounting Oversight Board (United States) and in accordance with attestation standards established by the American Institute of Certified Public Accountants to obtain reasonable assurance and, accordingly, included examining, on a test

> KPMG LLP, a Delaware limited liability partnership and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee.

OFFICIAL COPY

KPMG

basis, evidence about the Company's compliance with the Servicing Criteria and performing such other procedures as we considered necessary in the circumstances. Our examination included testing selected asset-backed transactions and securities that comprise the Platform, testing selected servicing activities related to the Platform, and determining whether the Company processed those selected transactions and performed those selected activities in compliance with the Servicing Criteria. Furthermore, our procedures were limited to the selected transactions and servicing activities performed by the Company during the period covered by this report. Our procedures were not designed to determine whether errors may have occurred either prior to or subsequent to our tests that may have affected the balances or amounts calculated or reported by the Company during the period covered by this report for the selected transactions or any other transactions. We believe that our examination provides a reasonable basis for our opinion. Our examination does not provide a legal determination on the Company's compliance with the Servicing Criteria.

We are required to be independent and to meet our other ethical responsibilities in accordance with relevant ethical requirements relating to the examination engagement.

As described in the accompanying Management's Assessment of Compliance with Applicable Servicing Criteria, for Servicing Criterion 1122(d)(2)(vi), the Company has engaged a vendor to perform the activities required by this Servicing Criterion. The Company has determined that this vendor is not considered a "servicer" as defined in Item 1101(j) of Regulation AB, and the Company has elected to take responsibility for assessing compliance with the Servicing Criterion applicable to this vendor as permitted by the SEC's *Compliance and Disclosure Interpretation (C&DI) 200.06, Vendors Engaged by Servicers* (C&DI 200.06). As permitted by C&DI 200.06, the Company has asserted that it has policies and procedures in place designed to provide reasonable assurance that the vendor's activities comply in all material respects with the Servicing Criterion applicable to the vendor. The Company is solely responsible for determining that it meets the SEC requirements to apply C&DI 200.06 for the vendor and related Servicing Criterion as described in its assertion, and we performed no procedures with respect to the Company's eligibility to apply C&DI 200.06.

In our opinion, management's assertion that the Company complied with the aforementioned Servicing Criteria, including servicing criterion 1122(d)(2)(vi) for which compliance is determined based on C&DI 200.06 as described above, as of and for the twelve months ended December 31, 2022 is fairly stated, in all material respects.



Chicago, Illinois February 28, 2023

## CERTIFICATE OF COMPLIANCE

The undersigned hereby certifies that the undersigned is the duly elected and acting Vice President, Chief Accounting Officer and Controller of **DUKE ENERGY CAROLINAS, LLC**, as servicer (Servicer) under the Storm Recovery Property Servicing Agreement dated as of November 24, 2021 (Servicing Agreement) by and between the Servicer and **DUKE ENERGY CAROLINAS NC STORM FUNDING LLC**, and further certifies that:

- 1. A review of the activities of the Servicer and of its performance under the Servicing Agreement as of and for the year ended December 31, 2022, has been made under the supervision of the undersigned pursuant to Section 3.03 of the Servicing Agreement.
- 2. To the undersigned's knowledge, based on such review, the Servicer has fulfilled all of its obligations in all material respects under the Servicing Agreement as of and for the year ended December 31, 2022.

Date: March 29, 2023

By:

## DUKE ENERGY CAROLINAS, LLC,

as Servicer

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY CAROLINAS, LLC

## Mar 31 2023

## DUKE ENERGY CAROLINAS NC STORM FUNDING LLC as Issuer

Certificate of Compliance

## **CERTIFICATE OF COMPLIANCE**

The undersigned hereby certifies that the undersigned is an authorized officer of **DUKE ENERGY CAROLINAS NC STORM FUNDING LLC**, as issuer (Issuer) under the Indenture dated as of November 24, 2021 (Indenture) by and between the Issuer and **THE BANK OF NEW YORK MELLON TRUST COMPANY, NATIONAL ASSOCIATION**, and further certifies that:

(a) a review of the activities of the Issuer as of and for the year ended December 31, 2022 and of performance under this Indenture has been made pursuant to Section 3.09 of the Indenture; and

(b) to the best of the undersigned's knowledge, based on such review, the Issuer has in all material respects complied with all conditions and covenants under the Indenture as of and for the year ended December 31, 2022.

Date: March 29, 2023

DUKE ENERGY CAROLINAS NC STORM FUNDING LLC as Issuer

Cynthia Sfee

By:

Cynthia S. Lee Controller and Manager, DUKE ENERGY CAROLINAS NC STORM FUNDING LLC

## DEP's SEC Form 10-K

Report on Compliance with Regulation AB

# OFFICIAL COPY

## **flar 31 2023**

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, D.C. 20549 FORM 10-K

(Mark One)		
X AN	NUAL REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT	OF 1934
	For the fiscal year ended December 31, 2022 or	
	NSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE A	CT OF 1934
	For the transition period fromtoto	
Commission File Number	Exact Name of Registrants as Specified in their Charters, State or Other Jurisdiction of Incorporation or Organization, Address of Principal Executive Offices, Zip Code and Registrants' Telephone Number	IRS Employer Identification No.
333-259315-01	DUKE ENERGY PROGRESS NC STORM FUNDING LLC	87-2308312
	(a Delaware limited liability company) 410 South Wilmington Street Raleigh, North Carolina 27601-1748 704-382-3853	
1-3382	DUKE ENERGY PROGRESS, LLC	56-0165465
	(Depositor and Sponsor) (a North Carolina limited liability company) 410 South Wilmington Street Raleigh, North Carolina 27601-1748 704-382-3853	
	SECURITIES REGISTERED PURSUANT TO SECTION 12(b) OF THE ACT: None	
	SECURITIES REGISTERED PURSUANT TO SECTION 12(g) OF THE ACT: None	
Indicate b	y check mark if the registrant is a well-known seasoned issuer, as defined in Rule 405 of the Secur	ities Act
Duke Ene	ergy Progress NC Storm Funding LLC Yes □	No 🗵
Duke Ene	ergy Progress, LLC (Duke Energy Progress) Yes D	🛙 No 🗆
Indicate by check marl	k if the registrant is not required to file reports pursuant to Section 13 or Section 15(d) of the Exch nts.) Yes □ No ⊠	ange Act. (Response
Indicate by check mar	k whether the registrants (1) have filed all reports required to be filed by Section 13 or 15(d) of th	e Securities Exchange

Indicate by check mark whether the registrants (1) have filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes  $\boxtimes$  No  $\square$ 

Indicate by check mark whether the registrants have submitted electronically every Interactive Data File required to be submitted pursuant to Rule 405 of Regulation S-T (232.405 of this chapter) during the preceding 12 months (or for such shorter period that the registrant was required to submit such files). Yes  $\boxtimes$  No  $\square$ 

Indicate by check mark whether registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, a smaller reporting company, or an emerging growth company. See the definitions of "large accelerated filer," "accelerated filer," "smaller reporting company," and "emerging growth company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer 
Accelerated filer 
Non-accelerated filer 
Smaller reporting company 
Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

Indicate by check mark whether the registrants have filed a report on and attestation to their managements' assessment of the effectiveness of their internal control over financial reporting under Section 404(b) of the Sarbanes-Oxley Act (15 U.S.C. 7262(b)) by the registered public accounting firm that prepared or issued their audit report.  $\Box$ 

If securities are registered pursuant to Section 12(b) of the Act, indicate by check mark whether the financial statements of the registrants included in the filing reflect the correction of an error to previously issued financial statements.  $\Box$ 

Indicate by check mark whether any of those error corrections are restatements that required a recovery analysis of incentive-based compensation received by any of the registrant's executive officers during the relevant recovery period pursuant to \$240.10D-1(b).  $\Box$ 

Indicate by check mark whether the registrants are a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes 🗆 No 🗵

### DOCUMENTS INCORPORATED BY REFERENCE

None

Auditor Name: Deloitte & Touche LLP

## PART I

## The following Items have been omitted pursuant to General Instruction J of Form 10-K:

- Item 1. Business.
- Item 1A. Risk Factors.
- Item 2. Properties.

## Item 1B. Unresolved Staff Comments.

None.

Item 3. Legal Proceedings.

None.

## Item 4. Mine Safety Disclosures.

None.

## PART II

## The following Items have been omitted pursuant to General Instruction J of Form 10-K:

- Item 5. Market for Registrant's Common Equity, Related Stockholder Matters and Issuer Purchases of Equity Securities.
- Item 6. Selected Financial Data.
- Item 7. Management's Discussion and Analysis of Financial Condition and Results of Operations.
- Item 7A. Quantitative and Qualitative Disclosures About Market Risk.
- Item 8. Financial Statements and Supplementary Data.
- · Item 9. Changes in and Disagreements with Accountants on Accounting and Financial Disclosure.
- Item 9A. Controls and Procedures.

## Item 9B. Other Information.

None.

## PART III

## Item 10. Directors, Executive Officers and Corporate Governance.

Following are the managers and executive officers of Duke Energy Progress NC Storm Funding LLC ("DEPNCSF") as of December 31, 2022:

Name	Age	Current and Recent Positions Held
Karl W. Newlin	54	Senior Vice President, Corporate Development & Treasurer, Duke Energy Progress and Duke Energy Corporation. Mr. Newlin assumed his role as Senior Vice President, Corporate Development & Treasurer in 2018. In addition, he assumed his role as President, Chief Financial Officer, and Treasurer in November 2021, and Manager of DEPNCSF in August 2021.
Cynthia S. Lee	56	<b>Vice President, Chief Accounting Officer and Controller, Duke Energy Progress, Duke Energy Corporation.</b> Ms. Lee assumed her role as Vice President, Chief Accounting Officer and Controller in May 2021. Prior to that, she served as Director, Investor Relations since June 2019 and in various roles within the Corporate Controller's organization after joining the Corporation and its affiliates in 2002. In addition, she assumed her role as Controller and Manager of DEPNCSF in September 2021.
Bernard J. Angelo	53	Senior Vice President of Global Securitization Services, LLC. Mr. Angelo assumed his role as Senior Vice President of Global Securitization Services in 1997. In addition, he assumed his role as Independent Manager of DEPNCSF in August 2021.

DEPNCSF is a wholly owned, bankruptcy remote subsidiary of Duke Energy Progress, LLC, which in turn is a wholly owned subsidiary of Progress Energy, Inc.. Progress Energy, Inc. is an indirect wholly owned subsidiary of Duke Energy Corporation ("Duke Energy").

# OFFICIAL COPY

## **Code of Conduct**

Duke Energy has adopted a code of ethics that applies to all officers and employees of Duke Energy and its affiliates, including DEPNCSF. This code of ethics, entitled "Code of Business Ethics," is posted on Duke Energy's website at www.dukeenergy.com/our-company/about-us/ethics. Duke Energy's Code of Business Ethics is administered by the Chief Ethics and Compliance Officer of Duke Energy, who provides regular reports directly to the Audit Committee of the Board of Directors of Duke Energy.

## Item 11. Executive Compensation.

Other than the annual independent manager fee of \$3,500 paid to Global Securitization Services, LLC, DEPNCSF does not pay any compensation to its managers or executive officers.

## Item 12. Security Ownership of Certain Beneficial Owners and Management and Related Stockholder Matters.

None.

Item 13. Certain Relationships and Related Transactions, and Director Independence.

None.

## Item 14. Principal Accounting Fees and Services.

Omitted pursuant to General Instruction J of Form 10-K.

## PART IV

## Item 15. Exhibits and Financial Statement Schedules.

- (a)(1) and (a)(2) Financial Statements and Financial Statement Schedules are omitted pursuant to General Instruction J of Form 10-K as listed under Item 8 of this report.
- (a)(3) and (b) See Exhibit Index included as the last part of this report, which is incorporated herein by reference.
- (c) Not applicable.

## Item 16. Form 10-K Summary.

None.

Item 1112(b). Significant Obligors of Pool Assets.

None.

Item 1114(b)(2). Credit Enhancement and Other Support, Except For Certain Derivative Instruments.

None.

Item 1115(b). Certain Derivative Instruments.

None.

Item 1117. Legal Proceedings.

None.

## Item 1119. Affiliations and Certain Relationships and Related Transactions.

DEPNCSF is a wholly owned subsidiary of Duke Energy Progress, LLC, which is the depositor, sponsor and servicer.

## Item 1122. Compliance With Applicable Servicing Criteria.

See Exhibits 33.1, 33.2, 34.1, and 34.2 of this Form 10-K.

## Item 1123. Servicer Compliance Statement.

See Exhibit 35.1 of this Form 10-K.

Mar 31 2023

## SUPPLEMENTAL INFORMATION TO BE FURNISHED WITH REPORTS FILED PURSUANT TO SECTION 15(d) OF THE ACT BY REGISTRANTS WHICH HAVE NOT REGISTERED SECURITIES PURSUANT TO SECTION 12 OF THE ACT

No such annual report, proxy statement, form of proxy or other proxy soliciting material has been sent to the registrant's security holders. The registrant will not be sending an annual report or proxy material to its security holders subsequent to the filing of this form.

## EXHIBIT INDEX

Exhibits filed herewithin are designated by an asterisk (\*). All exhibits not so designated are incorporated by reference to a prior filing, as indicated.

Exhibit No.	Description of Exhibit				
3.1	Certificate of Formation of Duke Energy Progress NC Storm Funding LLC (incorporated by reference to Registration Statement on Form SF-1 of Duke Energy Progress, LLC filed on September 3, 2021, File No. 333-259315-01)				
3.2	Amended and Restated Limited Liability Company Agreement of Duke Energy Progress NC Storm Funding LLC, dated and effective as of November 15, 2021 (incorporated by reference to Exhibit 3.2 to Form 8-K filed November 19, 2021, File No. 333-259315-01)				
4.1	Indenture, dated as of November 24, 2021, by and between Duke Energy Progress NC Storm Funding LLC, and The Ba New York Mellon Trust Company, N.A., as Indenture Trustee and Securities Intermediary (incorporated by reference to E 4.1 to Form 8-K filed November 24, 2021, File No. 333-259315-01)				
4.2	Series Supplement, dated as of November 24, 2021, by and between Duke Energy Progress NC Storm Funding LLC, and The Bank of New York Mellon Trust Company, N.A., as Indenture Trustee (incorporated by reference to Exhibit 4.2 to Forr K filed November 24, 2021, File No. 333-259315-01)				
10.1	Storm Recovery Property Servicing Agreement, dated as of November 24, 2021, by and between Duke Energy Progress Storm Funding LLC, and Duke Energy Progress, LLC, as Servicer (incorporated by reference to Exhibit 10.1 to Form 8-K November 24, 2021, File No. 333-259315-01)				
10.2	Storm Recovery Property Purchase and Sale Agreement, dated as of November 24, 2021, by and between Duke Energy Progress NC Storm Funding LLC, and Duke Energy Progress, LLC, as Servicer (incorporated by reference to Exhibit 10.2 to Form 8-K filed November 24, 2021, File No. 333-259315-01)				
10.3	Administration Agreement, dated as of November 24, 2021, by and between Duke Energy Progress NC Storm Funding LLC and Duke Energy Progress, LLC, as administrator (incorporated by reference to Exhibit 10.3 to Form 8-K filed November 2- 2021, File No. 333-259315-01)				
99.1	Financing Order, filed in a Joint Petition by Duke Energy Carolinas, LLC and Duke Energy Progress, LLC on October 26, 202 (incorporated by reference to Registration Statement on Form SF-1 of Duke Energy Carolinas, LLC filed on September 3, 2021, File No. 333-259315-01)				
*31.1	Rule 13a-14(d)/15d-14(d) Certification				
*33.1	Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Issuers for Duke Energy Progress, LLC, Servicer				
*33.2	Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Issuers for The Bank of New York Mellon, Indenture Trustee				
*34.1	Attestation Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Securities of Deloitte & Touche LLP on behalf of Duke Energy Progress, LLC, Servicer				
*34.2	Attestation Report on Assessment of Compliance With Servicing Criteria For Asset-Backed Securities of KPMG LLP on behalf of The Bank of New York Mellon, Indenture Trustee				
*35.1	Servicer Compliance Statement				
*104	Cover Page Interactive Data File (formatted in Inline XBRL and contained in Exhibit 101).				

## SIGNATURES

Pursuant to the requirements of Section 13 or 15(d) of the Securities Exchange Act of 1934, the registrants have duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

Date: March 29, 2023

## DUKE ENERGY PROGRESS NC STORM FUNDING LLC

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Controller and Manager

## DUKE ENERGY PROGRESS, LLC

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller Duke Energy Progress, LLC

Mar 31 2023

Exhibit 31.1

## CERTIFICATION

I, Cynthia S. Lee, certify that:

- I have reviewed this report on Form 10-K and all reports on Form 10-D required to be filed in respect of the period covered by this report on Form 10-K of Duke Energy Progress NC Storm Funding LLC (the Exchange Act periodic reports);
- Based on my knowledge, the Exchange Act periodic reports, taken as a whole, do not contain any untrue statement of a
  material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under
  which such statements were made, not misleading with respect to the period covered by this report;
- Based on my knowledge, all of the distribution, servicing, and other information required to be provided under Form 10-D for the period covered by this report is included in the Exchange Act periodic reports;
- 4. I am responsible for reviewing the activities performed by the Servicer and based on my knowledge and the compliance review conducted in preparing the servicer compliance statement required in this report under Item 1123 of Regulation AB, and except as disclosed in the Exchange Act periodic reports, the Servicer has fulfilled its obligations under the Storm Recovery Property Servicing Agreement, dated as of November 24, 2021, by and between Duke Energy Progress NC Storm Funding LLC and the Servicer, in all material respects; and
- 5. All of the reports on assessment of compliance with servicing criteria for asset-backed securities and the related attestation reports on assessment of compliance with servicing criteria for asset-backed securities required to be included in this report in accordance with Item 1122 of Regulation AB and Exchange Act Rules 13a-18 and 15d-18 have been included as an exhibit to this report, except as otherwise disclosed in this report. Any material instances of noncompliance described in such reports have been disclosed in this report on Form 10-K.

In giving the certifications above, I have reasonably relied on information provided to me by the following unaffiliated party: The Bank of New York Mellon, as Indenture Trustee.

Date: March 29, 2023

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY PROGRESS, LLC, as servicer

## REPORT ON ASSESSMENT OF COMPLIANCE WITH SERVICING CRITERIA FOR ASSET-BACKED ISSUERS

The undersigned hereby certifies that the undersigned is the duly elected and acting Vice President, Chief Accounting Officer and Controller of **DUKE ENERGY PROGRESS**, **LLC**, as servicer (Servicer) under the Storm Recovery Property Servicing Agreement dated as of November 24, 2021 (Servicing Agreement) by and between the Servicer and **DUKE ENERGY PROGRESS NC STORM FUNDING LLC**, and further certifies that:

- 1. The undersigned is responsible for assessing the Servicer's compliance with the servicing criteria set forth in Item 1122(d) of Regulation AB (Servicing Criteria).
- 2. With respect to each of the Servicing Criteria, the undersigned has made the following assessment of the Servicing Criteria in accordance with Item 1122(d) of Regulation AB, with such discussion regarding the performance of such Servicing Criteria during the fiscal year covered by the Sponsor's annual report on Form 10-K:

Regulation AB Reference	Servicing Criteria	Applicable Servicing Criteria	Inapplicable Servicing Criteria
	General Servicing Considerations		
1122(d)(1)(i)	Policies and procedures are instituted to monitor any performance or other triggers and events of default in accordance with the transaction agreements.	Х	
1122(d)(1)(ii)	If any material servicing activities are outsourced to third parties, policies and procedures are instituted to monitor the third party's performance and compliance with such servicing activities.		x
1122(d)(1)(iii)	Any requirements in the transaction agreements to maintain a back-up servicer for pool assets are maintained.		x
1122(d)(1)(iv)	A fidelity bond and errors and omissions policy is in effect on the party participating in the servicing function throughout the reporting period in the amount of coverage required by and otherwise in accordance with the terms of the transaction agreements.		x
1122(d)(1)(v)	Aggregation of information, as applicable, is mathematically accurate and the information conveyed accurately reflects the information.	х	
	Cash Collection and Administration		
1122(d)(2)(i)	Payments on pool assets are deposited into the appropriate custodial bank accounts and related bank clearing accounts no more than two business days following receipt, or such other number of days specified in the transaction agreements.	х	
1122(d)(2)(ii)	Disbursements made via wire transfer on behalf of an obligor or to an investor are made only by authorized personnel.		х
1122(d)(2)(iii)	Advances of funds or guarantees regarding collections, cash flows or distributions, and any interest or other fees charged for such advances, are made, reviewed and approved as specified in the transaction agreements.	х	
1122(d)(2)(iv)	The related accounts for the transaction, such as cash reserve accounts or accounts established as a form of overcollateralization, are separately maintained (e.g., with respect to commingling of cash) as set forth in the transaction agreements.	х	
1122(d)(2)(v)	Each custodial account is maintained at a federally insured depository institution as set forth in the transaction agreements. For purposes of this criterion, "federally insured depository institution" with respect to a foreign financial institution means a foreign financial institution that meets the requirements of Rule 13k-1(b)(1) under the Exchange Act.	х	
1122(d)(2)(vi)	Unissued checks are safeguarded so as to prevent unauthorized access.		x
1122(d)(2)(vii)	Reconciliations are prepared on a monthly basis for all asset-backed securities related bank accounts, including custodial accounts and related bank clearing accounts. These reconciliations are: (A) mathematically accurate; (B) prepared within 30 calendar days after the bank statement cutoff date, or such other number of days specified in the transaction agreements; (C) reviewed and approved by someone other than the person who prepared the reconciliation; and (D) contain explanations for reconciling items. These reconciling items are resolved within 90 calendar days of their original identification, or such other number of days specified in the transaction agreements.	х	

	Investor Remittances and Reporting		
1122(d)(3)(i)	Reports to investors, including those to be filed with the SEC, are maintained in accordance with the transaction agreements and applicable SEC requirements. Specifically, such reports: (A) are prepared in accordance with timeframes and other terms set forth in the transaction agreements; (B) provide information calculated in accordance with the terms specified in the transaction agreements; (C) are filed with the SEC as required by its rules and regulations; and (D) agree with investors' or the trustee's records as to the total unpaid principal balance and number of pool assets serviced by the servicer.	х	
1122(d)(3)(ii)	Amounts due to investors are allocated and remitted in accordance with timeframes, distribution priority and other terms set forth in the transaction agreements.		x
1122(d)(3)(iii)	Disbursements made to an investor are posted within two business days to the servicer's investor records, or such other number of days specified in the transaction agreements.		x
1122(d)(3)(iv)	Amounts remitted to investors per the investor reports agree with canceled checks, or other form of payment, or custodial bank statements.	х	
	Pool Asset Administration		
1122(d)(4)(i)	Collateral or security on pool assets is maintained as required by the transaction agreements or related pool asset documents.	Х	
1122(d)(4)(ii)	Pool assets and related documents are safeguarded as required by the transaction agreements.	х	
1122(d)(4)(iii)	Any additions, removals or substitutions to the asset pool are made, reviewed and approved in accordance with any conditions or requirements in the transaction agreements.		x
1122(d)(4)(iv)	Payments on pool assets, including any payoffs, made in accordance with the related pool asset documents are posted to the servicer's obligor records maintained no more than two business days after receipt, or such other number of days specified in the transaction agreements, and allocated to principal, interest or other items (e.g., escrow) in accordance with the related pool asset agreements.	х	
1122(d)(4)(v)	The servicer's records regarding the pool assets agree with the servicer's records with respect to an obligor's unpaid principal balance.		x
1122(d)(4)(vi)	Changes with respect to the terms or status of an obligor's pool assets (e.g., loan modifications or re-agings) are made, reviewed and approved by authorized personnel in accordance with the transaction agreements and related pool asset documents.		x
1122(d)(4)(vii)	Loss mitigation or recovery actions (e.g., forbearance plans, modifications and deeds in lieu of foreclosure, foreclosures and repossessions, as applicable) are initiated, conducted and concluded in accordance with the timeframes or other requirements established by the transaction agreements.	х	
1122(d)(4)(viii)	Records documenting collection efforts are maintained during the period a pool asset is delinquent in accordance with the transaction agreements. Such records are maintained on at least a monthly basis, or such other period specified in the transaction agreements, and describe the entity's activities in monitoring delinquent pool assets, including, for example, phone calls, letters and payment rescheduling plans in cases where delinquency is deemed temporary (e.g., illness or unemployment).	х	
1122(d)(4)(ix)	Adjustments to interest rates or rates of return for pool assets with variable rates are computed based on the related pool asset documents.		х
1122(d)(4)(x)	Regarding any funds held in trust for an obligor (such as escrow accounts): (A) such funds are analyzed, in accordance with the obligor's pool asset documents, on at least an annual basis, or such other period specified in the transaction agreements; (B) interest on such funds is paid, or credited, to obligors in accordance with applicable pool asset documents and state laws; and (C) such funds are returned to the obligor within 30 calendar days of full repayment of the related pool assets, or such other number of days specified in the transaction agreements.		×
1122(d)(4)(xi)	Payments made on behalf of an obligor (such as tax or insurance payments) are made on or before the related penalty or expiration dates, as indicated on the appropriate bills or notices for such payments, provided that such support has been received by the servicer at least 30 calendar days prior to these dates, or such other number of days specified in the transaction agreements.		x

1122(d)(4)(xii)	Any late payment penalties in connection with any payment to be made on behalf of an obligor are paid from the servicer's funds and not charged to the obligor, unless the late payment was due to the obligor's error or omission.		x
1122(d)(4)(xiii)	Disbursements made on behalf of an obligor are posted within two business days to the obligor's records maintained by the servicer, or such other number of days specified in the transaction agreements.		х
1122(d)(4)(xiv)	Delinquencies, charge-offs and uncollectible accounts are recognized and recorded in accordance with the transaction agreements.	х	
1122(d)(4)(xv)	Any external enhancement or other support, identified in Item 1114(a)(1) through (3) or Item 1115 of Regulation AB, is maintained as set forth in the transaction agreements.		х

- 3. To the best of the undersigned's knowledge, based on such review, the Servicer is in compliance in all material respects with the applicable servicing criteria set forth above as of and for the year ended December 31, 2022, covered by the Issuer's annual report on Form 10-K.
- 4. Deloitte & Touche LLP, an independent registered public accounting firm, has issued an attestation report on the Servicer's assessment of compliance with the applicable servicing criteria as of and for the year end December 31, 2022, covered by the Issuer's annual report on Form 10-K.
- 5. Capitalized terms used but not defined herein have their respective meanings as set forth in the Servicing Agreement.

Date: March 29, 2023

DUKE ENERGY PROGRESS, LLC as Servicer

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY PROGRESS, LLC



## ASSESSMENT OF COMPLIANCE WITH APPLICABLE SERVICING CRITERIA

Management of The Bank of New York Mellon (formerly The Bank of New York), BNY Mellon Trust of Delaware (formerly BNYM (Delaware)) and The Bank of New York Mellon Trust Company, N.A. (formerly The Bank of New York Trust Company, N.A.), (collectively, the "Company") is responsible for assessing the Company's compliance with the servicing criteria set forth in Item 1122(d) of Regulation AB promulgated by the Securities and Exchange Commission. The Company's management has determined that the servicing criteria are applicable in regard to the servicing platform as of and for the period as follows:

Platform: Publicly-issued (i.e., transaction-level reporting initially required under the Securities Exchange Act of 1934, as amended) asset-backed securities issued on or after January 1, 2006 that are subject to Regulation AB (including transactions subject to Regulation AB by contractual obligation) for which the Company provides trustee, securities administration, paying agent or custodial services, as defined and to the extent applicable in the transaction agreements, other than residential mortgage-backed securities and other mortgage-related asset-backed securities (the "Platform").

Period: The twelve months ended December 31, 2022 (the "Period").

Applicable Servicing Criteria: All servicing criteria set forth in Item 1122(d), to the extent required by the related transaction agreements as to any transaction, except as set forth in the column titled "Not Applicable to Platform" in Appendix 1 attached hereto.

With respect to servicing criterion 1122(d)(2)(vi), the Company's management has engaged a vendor to perform the activities required by the servicing criterion. The Company's management has determined that this vendor is not considered a "servicer" as defined in Item 1101(j) of Regulation AB, and the Company's management has elected to take responsibility for assessing compliance with the servicing criterion applicable to this vendor as permitted by the SEC's Compliance and Disclosure Interpretation 200.06, Vendors Engaged by Servicers ("C&DI 200.06"). The Company's management has policies and procedures in place designed to provide reasonable assurance that the vendor's activities comply in all material respects with the servicing criterion applicable to the vendor. The Company's management is solely responsible for determining that it meets the SEC requirements to apply C&DI 200.06 for the vendor and related servicing criterion.

Mar 31 2023

With respect to the Platform as of and for the Period, the Company provides the following assessment of compliance in respect of the Applicable Servicing Criteria:

 The Company's management is responsible for assessing the Company's compliance with the Applicable Servicing Criteria.

2. The Company's management has assessed compliance with the Applicable Servicing Criteria, including the servicing criterion for which compliance is determined based on C&DI 200.06 as described above as of and for the Period. In making this assessment, management used the criteria set forth by the Securities and Exchange Commission in paragraph (d) of Item 1122 of Regulation AB.

3. With respect to servicing criterion 1122(d)(4)(i), for certain transactions in the Platform the Trustor (as such term is defined in the related transaction agreements) may direct the Trustee (as such term is defined in the related transaction agreements) to file, or cause to be filed, all filings identified by the Trustor to be necessary to maintain the effectiveness of any original filings identified by the Trustor to be necessary under the Uniform Commercial Code as in effect in any jurisdiction to perfect the Trustee's security interest in or lien on the Underlying Securities (as such term is defined in the related transaction agreements). As of and for the twelve months ended December 31, 2022, the Company was not instructed by any Trustors to perform such activities. Absent the receipt of instruction from a Trustor to perform such activities, the Company's responsibility for criterion 1122(d)(4)(i) for the Platform is solely with regard to the manner of holding trust assets and investment of trust assets in eligible investments and the Company does not have any duties as to the original UCC filing and any continuations to perfect the security interest unless instructed to do so by other parties in the transaction agreement.

4. Based on such assessment, as of and for the Period, the Company has complied, in all material respects, with the Applicable Servicing Criteria.

KPMG LLP, an independent registered public accounting firm, has issued an attestation report with respect to management's assessment of the Company's compliance with the Applicable Servicing Criteria as of and for the Period. The Bank of New York Mellon

James Slater Authorized Signatory

BNY Mellon Trust of Delaware

James Ambagis Authorized Signatory

The Bank of New York Mellon Trust Company, N.A.

Antonio I. Portuondo Authorized Signatory

Dated: February 28, 2023

### APPENDIX 1

		Applicable to Platform		
		Performed by		
			Vendor(s) for which	
REG AB		Performed Directly	the Company is the	Not Applicable to
REFERENCE	SERVICING CRITERIA	by the Company	Responsible Party	Platform
	General servicing considerations	•••	• • •	
	Policies and procedures are instituted to			
	monitor any performance or other			
1122(d)(1)(i)	triggers and events of default in	x		
	accordance with the transaction			
	agreements.			
	If any material servicing activities are			
	outsourced to third parties, policies and			
1122(d)(1)(ii)	procedures are instituted to monitor the	x		
1122(0)(1)(0)	third party's performance and	^		
	compliance with such servicing			
	activities.			
	Any requirements in the transaction			
1122(d)(1)(iii)	agreements to maintain a back-up			х
	servicer for the pool assets are			
	maintained.			
	A fidelity bond and errors and			
	omissions policy is in effect on the			
	party participating in the servicing			
1122(d)(1)(iv)	function throughout the reporting			Х
	period in the amount of coverage			
	required by and otherwise in accordance with the terms of the			
	transaction agreements.			
	Aggregation of information, as			
	applicable, is mathematically accurate			
1122(d)(1)(v)	and the information conveyed			х
1122(u)(1)(v)	accurately reflects the information.			~
	· •			
	Cash collection and administration			
	Payments on pool assets are deposited			
	into the appropriate custodial bank accounts and related bank clearing			
1122(d)(2)(i)	accounts no more than two business	x		
1122(u)(2)(l)	days of receipt, or such other number of	^		
	days of receipt, of such other humber of days specified in the transaction			
	agreements.			
	Disbursements made via wire transfer			
1122(d)(2)(ii)	on behalf of an obligor or to an investor	x		
1122(0)(2)(0)	are made only by authorized personnel.			
	Advances of funds or guarantees			
	regarding collections, cash flows or			
1100/00/00/00	distributions, and any interest or other			
1122(d)(2)(iii)	fees charged for such advances, are			х
	made, reviewed and approved as			
	specified in the transaction agreements.			
	The related accounts for the transaction,			
1122(d)(2)(iv)	such as cash reserve accounts or			
	accounts established as a form of over			
	collateralization, are separately	х		
	maintained (e.g., with respect to			
	commingling of cash) as set forth in the			
	transaction agreements.			

Exhibit 33.2

Mar 31 2023

		Applicable	to Platform	
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	Performed by Vendor(s) for which the Company is the Responsible Party	Not Applicable to Platform
1122(d)(2)(v)	Each custodial account is maintained at a federally insured depository institution as set forth in the transaction agreements. For purposes of this criterion, "federally insured depository institution" with respect to a foreign financial institution means a foreign financial institution that meets the requirements of Rule 240.13k-1(b)(1) of this chapter.	x		
1122(d)(2)(vi)	Unissued checks are safeguarded so as to prevent unauthorized access.		х	
1122(d)(2)(vii)	Reconciliations are prepared on a monthly basis for all asset-backed securities related bank accounts, including custodial accounts and related bank clearing accounts. These reconciliations (A) Are mathematically accurate; (B) Are prepared within 30 calendar days after the bank statement cutoff date, or such other number of days specified in the transaction agreements; (C) Are reviewed and approved by someone other than the person who prepared the reconciliation; and (D) Contain explanations for reconciling items. These reconciling items are resolved within 90 calendar days of their original identification, or such other number of days specified in the transaction agreements.	X		
	Investor remittances and reporting			
1122(d)(3)(i)	Reports to investors, including those to be filed with the Commission, are maintained in accordance with the transaction agreements and applicable Commission requirements. Specifically, such reports (A) Are prepared in accordance with timeframes and other terms set forth in the transaction agreements; (B) Provide information calculated in accordance with the terms specified in the transaction agreements; (C) Are filed with the Commission as required by its rules and regulations; and (D) Agree with investors' or the trustee's records as to the total unpaid principal balance and number of pool assets serviced by the servicer.	X		
1122(d)(3)(ii)	Amounts due to investors are allocated and remitted in accordance with timeframes, distribution priority and other terms set forth in the transaction agreements.	х		
1122(d)(3)(iii)	Disbursements made to an investor are posted within two business days to the servicer's investor records, or such other number of days specified in the transaction agreements.	х		
1122(d)(3)(iv)	Amounts remitted to investors per the investor reports agree with cancelled checks, or other form of payment, or custodial bank statements.	х		

1

5

Exhibit 33.2

Mar 31 2023

		Applicable to Platform		
		Performed by		
DEC AD			Vendor(s) for which	N . A . Y . I
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	the Company is the Responsible Party	Not Applicable to Platform
REFERENCE	Collateral or security on pool assets is	by the company	responsible 1 arty	Tationi
1122(d)(4)(i)	maintained as required by the	x		
	transaction agreements or related pool	~		
	asset documents. Pool asset and related documents are			
1122(d)(4)(ii)	safeguarded as required by the	x		
1122(u)(4)(II)	transaction agreements			
	Any additions, removals or			
1122(4)(4)(3)	substitutions to the asset pool are made,	X 1		
1122(d)(4)(iii)	reviewed and approved in accordance with any conditions or requirements in	X		
	the transaction agreements.			
	Payments on pool assets, including any			
	payoffs, made in accordance with the			
	related pool asset documents are posted to the applicable servicer's obligor			
	records maintained no more than two			
1122(d)(4)(iv)	business days after receipt, or such			Х
	other number of days specified in the			
	transaction agreements, and allocated to principal, interest or other items (e.g.,			
	escrow) in accordance with the related			
	pool asset documents.			
	The servicer's records regarding the			
1122(d)(4)(v)	pool assets agree with the servicer's records with respect to an obligor's			х
	unpaid principal balance.			
	Changes with respect to the terms or			
	status of an obligor's pool assets (e.g.,			
1122(d)(4)(vi)	loan modifications or re-agings) are made, reviewed and approved by			х
1122(0)(4)(1)	authorized personnel in accordance			~
	with the transaction agreements and			
	related pool asset documents.			
	Loss mitigation or recovery actions (e.g., forbearance plans, modifications			
	and deeds in lieu of foreclosure,			
	foreclosures and repossessions, as			
1122(d)(4)(vii)	applicable) are initiated, conducted and			х
	concluded in accordance with the timeframes or other requirements			
	established by the transaction			
	agreements.			
	Records documenting collection efforts			
1122(d)(4)(viii)	are maintained during the period a pool asset is delinquent in accordance with			
	the transaction agreements. Such			
	records are maintained on at least a			
	monthly basis, or such other period			
	specified in the transaction agreements, and describe the entity's activities in			х
	monitoring delinquent pool assets			
	including, for example, phone calls,			
	letters and payment rescheduling plans			
	in cases where delinquency is deemed temporary (e.g., illness or			
	temporary (e.g., niness of		1	

<sup>&</sup>lt;sup>1</sup> With respect to applicable servicing criterion 1122(d)(4)(iii) the Company has determined that there were no activities performed during the twelve months ended December 31, 2022 with respect to the Platform, because there were no occurrences of events that would require the Company to perform such activities.

		Applicable to Platform		
REG AB REFERENCE	SERVICING CRITERIA	Performed Directly by the Company	Performed by Vendor(s) for which the Company is the Responsible Party	Not Applicable to Platform
1122(d)(4)(ix)	Adjustments to interest rates or rates of return for pool assets with variable rates are computed based on the related pool asset documents.	oy the company	Responsible Fairly	X
1122(d)(4)(x)	Regarding any funds held in trust for an obligor (such as escrow accounts): (A) Such funds are analyzed, in accordance with the obligor's pool asset documents, on at least an annual basis, or such other period specified in the transaction agreements; (B) Interest on such funds is paid, or credited, to obligors in accordance with applicable pool asset documents and state laws; and (C) Such funds are returned to the obligor within 30 calendar days of full repayment of the related pool asset, or such other number of days specified in the transaction agreements.			x
1122(d)(4)(xi)	Payments made on behalf of an obligor (such as tax or insurance payments) are made on or before the related penalty or expiration dates, as indicated on the appropriate bills or notices for such payments, provided that such support has been received by the servicer at least 30 calendar days prior to these dates, or such other number of days specified in the transaction agreements.			х
1122(d)(4)(xii)	Any late payment penalties in connection with any payment to be made on behalf of an obligor are paid from the servicer's funds and not charged to the obligor, unless the late payment was due to the obligor's error or omission.			x
1122(d)(4)(xiii)	Disbursements made on behalf of an obligor are posted within two business days to the obligor's records maintained by the servicer, or such other number of days specified in the transaction agreements.			x
1122(d)(4)(xiv)	Delinquencies, charge-offs and uncollectible accounts are recognized and recorded in accordance with the transaction agreements.			x
1122(d)(4)(xv)	Any external enhancement or other support, identified in Item 1114(a)(1) through (3) or Item 1115 of this Regulation AB, is maintained as set forth in the transaction agreements.			х

## Deloitte.

Deloitte & Touche LLP Suite 1800 650 South Tryon Street Charlotte, NC 28202 USA

Tel: +1 704 887 1500 www.deloitte.com

REPORT OF INDEPENDENT REGISTERED PUBLIC ACCOUNTING FIRM

To the Board of Directors of Duke Energy Progress, LLC

We have examined management of Duke Energy Progress LLC's (the "Company") assertion, included in the accompanying Report on Assessment of Compliance with Servicing Criteria for Asset-Backed Issuers, that the Company complied with the servicing criteria set forth in Item 1122(d) of the Securities and Exchange Commission's Regulation AB (the "servicing criteria") for Duke Energy Progress NC Storm Funding LLC's Series A Storm Recovery Bonds (the "Platform"), excluding criteria items 1122(d)(1)(ii), 1122(d)(1)(iii), 1122(d)(1)(iii), 1122(d)(1)(iii), 1122(d)(2)(ii), 1122(d)(2)(ii), 1122(d)(3)(ii), 1122(d)(3)(iii), 1122(d)(4)(iii), 1122(d)(4)(v), 1122(d)(4)(vi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), 1122(d)(4)(xi), and 1122(d)(4)(xv), which management has determined are not applicable to the activities performed by the Company with respect to the Platform, as of and for the year ended December 31, 2022. Management's assertion identifies the individual asset-backed transactions defined by management as constituting the Platform. Management is responsible for the Company's compliance with the servicing criteria and its assertion. Our responsibility is to express an opinion on management's assertion about the Company's compliance with the servicing criteria and its assertion.

Our examination was conducted in accordance with the standards of the Public Company Accounting Oversight Board (United States) and in accordance with attestation standards established by the American Institute of Certified Public Accountants. Those standards require that we plan and perform the examination to obtain reasonable assurance about whether management's assertion about compliance with the servicing criteria is fairly stated, in all material respects, and, accordingly, included examining, on a test basis, evidence about the Company's compliance with the servicing criteria, including tests on a sample basis of the servicing activities related to the Platform, determining whether the Company performed those selected activities in compliance with the servicing criteria during the specified period, and performing such other procedures as we considered necessary in the circumstances. Our procedures were limited to selected servicing activities performed by the Company during the period covered by this report and, accordingly, such samples may not have included servicing activities related to each asset-backed transaction included in the Platform. Further, an examination is not designed to detect noncompliance arising from errors that may have occurred prior to the period specified above that may have affected the balances or amounts calculated or reported by the Company during the period appropriate to provide a reasonable basis for our opinion.

Our examination does not provide a legal determination on the Company's compliance with the servicing criteria.

In our opinion, management's assertion that the Company complied with the aforementioned servicing criteria as of and for the year ended December 31, 2022, for the Platform, is fairly stated, in all material respects.

Delaitte & Touche LLP

Charlotte, NC March 29, 2023 OFFICIAL COPY



KPMG LLP Aon Center Suite 5500 200 E. Randolph Street Chicago, IL 60601-6436

#### Report of Independent Registered Public Accounting Firm

The Board of Directors The Bank of New York Mellon BNY Mellon Trust of Delaware The Bank of New York Mellon Trust Company, N.A.:

We have examined management's assertion, included in the accompanying Management's Assessment of Compliance with Applicable Servicing Criteria that The Bank of New York Mellon (formerly The Bank of New York), BNY Mellon Trust of Delaware (formerly BNYM (Delaware)) and The Bank of New York Mellon Trust Company, N.A. (formerly The Bank of New York Trust Company, N.A.), (collectively, the "Company") complied with the servicing criteria set forth in Item 1122(d) of the Securities and Exchange Commission's Regulation AB (the Servicing Criteria) for the publicly-issued (i.e., transaction-level reporting initially required under the Securities Exchange Act of 1934, as amended) asset-backed securities issued on or after January 1, 2006 that are subject to Regulation AB (including transactions subject to Regulation AB by contractual obligation) for which the Company provides trustee, securities administration, paying agent, or custodial services, as defined and to the extent applicable in the transaction agreements, other than residential mortgage-backed securities and other mortgage-related asset-backed securities (the "Platform"), except for servicing criteria 1122(d)(1)(iii), 1122(d)(1)(iv), 1122(d)(1)(v), 1122(d)(2)(iii), 1122(d)(4)(iv), 1122(d)(4)(v), 1122(d)(4)(vi), 1122(d)(4)(vi), 1122(d)(4)(viii), 1122(d)(4)(ix), 1122(d)(4)(x), 1122(d)(4)(xi), 1122(d)(4)(xii), 1122(d)(4)(xiii), 1122(d)(4)(xiv) and 1122(d)(4)(xv), which the Company has determined are not applicable to the activities it performs with respect to the Platform (the Servicing Criteria), as of and for the twelve months ended December 31, 2022. With respect to Servicing Criterion 1122(d)(4)(i), the Company has determined that for certain transactions in the Platform the Trustor (as such term is defined in the related transaction agreements) may direct the Trustee (as such term is defined in the related transaction agreements) to file, or cause to be filed, all filings identified by the Trustor to be necessary to maintain the effectiveness of any original filings identified by the Trustor to be necessary under the Uniform Commercial Code as in effect in any jurisdiction to perfect the Trustee's security interest in or lien on the Underlying Securities (as such term is defined in the related transaction agreements). Management's Assessment of Compliance with Applicable Servicing Criteria indicates that as of and for the twelve months ended December 31, 2022, the Company was not instructed by any Trustors to perform such activities. Absent the receipt of instruction from a Trustor to perform such activities, the Company's responsibility for Servicing Criterion 1122(d)(4)(i) for the Platform is solely with regard to the manner of holding trust assets and investment of trust assets in eligible investments and the Company does not have any duties as to the original UCC filing and any continuations to perfect the security interest unless instructed to do so by other parties in the transaction agreement. With respect to servicing criterion 1122(d)(4)(iii), the Company has determined that there were no activities performed during the twelve months ended December 31, 2022 with respect to the Platform, because there were no occurrences of events that would require the Company to perform such activities. Appendix A to Management's Assessment of Compliance with Applicable Servicing Criteria identifies the individual asset-backed transactions and securities defined by management as constituting the Platform. Management is responsible for the Company's compliance with the Servicing Criteria. Our responsibility is to express an opinion on management's assertion about the Company's compliance with the Servicing Criteria based on our examination.

Our examination was conducted in accordance with the standards of the Public Company Accounting Oversight Board (United States) and in accordance with attestation standards established by the American Institute of Certified Public Accountants to obtain reasonable assurance and, accordingly, included examining, on a test

> KPMG LLP, a Delaware limited liability partnership and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee

OFFICIAL COPY

KPMG

basis, evidence about the Company's compliance with the Servicing Criteria and performing such other procedures as we considered necessary in the circumstances. Our examination included testing selected asset-backed transactions and securities that comprise the Platform, testing selected servicing activities related to the Platform, and determining whether the Company processed those selected transactions and performed those selected activities in compliance with the Servicing Criteria. Furthermore, our procedures were limited to the selected transactions and servicing activities performed by the Company during the period covered by this report. Our procedures were not designed to determine whether errors may have occurred either prior to or subsequent to our tests that may have affected the balances or amounts calculated or reported by the Company during the period covered by this report for the selected transactions or any other transactions. We believe that our examination provides a reasonable basis for our opinion. Our examination does not provide a legal determination on the Company's compliance with the Servicing Criteria.

We are required to be independent and to meet our other ethical responsibilities in accordance with relevant ethical requirements relating to the examination engagement.

As described in the accompanying Management's Assessment of Compliance with Applicable Servicing Criteria, for Servicing Criterion 1122(d)(2)(vi), the Company has engaged a vendor to perform the activities required by this Servicing Criterion. The Company has determined that this vendor is not considered a "servicer" as defined in Item 1101(j) of Regulation AB, and the Company has elected to take responsibility for assessing compliance with the Servicing Criterion applicable to this vendor as permitted by the SEC's *Compliance and Disclosure Interpretation (C&DI) 200.06, Vendors Engaged by Servicers* (C&DI 200.06). As permitted by C&DI 200.06, the Company has asserted that it has policies and procedures in place designed to provide reasonable assurance that the vendor's activities comply in all material respects with the Servicing Criterion applicable to the vendor. The Company is solely responsible for determining that it meets the SEC requirements to apply C&DI 200.06 for the vendor and related Servicing Criterion as described in its assertion, and we performed no procedures with respect to the Company's eligibility to apply C&DI 200.06.

In our opinion, management's assertion that the Company complied with the aforementioned Servicing Criteria, including servicing criterion 1122(d)(2)(vi) for which compliance is determined based on C&DI 200.06 as described above, as of and for the twelve months ended December 31, 2022 is fairly stated, in all material respects.



Chicago, Illinois February 28, 2023

#### **CERTIFICATE OF COMPLIANCE**

The undersigned hereby certifies that the undersigned is the duly elected and acting Vice President, Chief Accounting Officer and Controller of **DUKE ENERGY PROGRESS**, **LLC**, as servicer (Servicer) under the Storm Recovery Property Servicing Agreement dated as of November 24, 2021 (Servicing Agreement) by and between the Servicer and **DUKE ENERGY PROGRESS NC STORM FUNDING LLC**, and further certifies that:

- 1. A review of the activities of the Servicer and of its performance under the Servicing Agreement as of and for the year ended December 31, 2022, has been made under the supervision of the undersigned pursuant to Section 3.03 of the Servicing Agreement.
- 2. To the undersigned's knowledge, based on such review, the Servicer has fulfilled all of its obligations in all material respects under the Servicing Agreement as of and for the year ended December 31, 2022.

Date: March 29, 2023

#### DUKE ENERGY PROGRESS, LLC,

as Servicer

By:

/s/ Cynthia S. Lee

Cynthia S. Lee Vice President, Chief Accounting Officer and Controller and senior officer in charge of the servicing function of DUKE ENERGY PROGRESS, LLC Mar 31 2023

# DUKE ENERGY PROGRESS NC STORM FUNDING LLC as Issuer

Certificate of Compliance

#### **CERTIFICATE OF COMPLIANCE**

The undersigned hereby certifies that the undersigned is an authorized officer of **DUKE ENERGY PROGRESS NC STORM FUNDING LLC**, as issuer (Issuer) under the Indenture dated as of November 24, 2021 (Indenture) by and between the Issuer and **THE BANK OF NEW YORK MELLON TRUST COMPANY, NATIONAL ASSOCIATION**, and further certifies that:

(a) a review of the activities of the Issuer as of and for the year ended December 31, 2022 and of performance under this Indenture has been made pursuant to Section 3.09 of the Indenture; and

(b) to the best of the undersigned's knowledge, based on such review, the Issuer has in all material respects complied with all conditions and covenants under the Indenture as of and for the year ended December 31, 2022.

Date: March 29, 2023

DUKE ENERGY PROGRESS NC STORM FUNDING LLC as Issuer

ynthia Sfee

By:

Cynthia S. Lee Controller and Manager, DUKE ENERGY PROGRESS NC STORM FUNDING LLC