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December 20, 2018

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Martha Lynn Jarvis
North Carolina Utilities Commission
4325 Mail Services Center
Raleigh, NC 27699-4325

**Re: Docket No. SP-5422, Sub 0, In the Matter of Application of North 301 Solar, LLC, for a Certificate of Public Convenience and Necessity to Construct a 20 MW Solar Facility in Halifax County, North Carolina
Affidavit of publication and request for expedited consideration of CPCN amendment**

Dear Ms. Jarvis:

Pursuant to the Commission's Amended Order Requiring Publication of Notice, issued in this docket on September 18, 2018, please see the attached Affidavits of Publication for the proposed amendment to the Certificate of Public Convenience and Necessity ("CPCN") for North 301 Solar.

On September 10, 2018, BayWa Solar Projects, r.e. (on behalf of North 301 Solar) filed an Amended Application for a Certificate of Public Convenience and Necessity and Registration as a New Renewable Energy Facility in this docket. On September 18, the Commission referred the application to the State Clearinghouse for review, and directed the Applicant to publish notice of the proposed amendment in the manner required by N.C. Gen. Stat. § 62-82(a) and file an affidavit of publication with the Commission. The State Clearinghouse completed its review and provided comments on the proposed amendment on October 29, 2018.

As directed by the Commission, the applicant contacted the Daily Herald, a newspaper of general circulation in Halifax County (where the facility is proposed to be constructed), to arrange for publication of notice once each week for four successive weeks in the manner required by N.C. Gen. Stat. § 62-82(a). Unfortunately, due to an error by the newspaper, the notice was published only once, on September 28, 2018. Applicant discovered the error only after requesting and receiving an affidavit of publication from the newspaper in November.

After consultation with the Public Staff, Applicant contacted the Daily Herald and directed the publication of notice on three additional days – November 30, December 7, and December 14, 2018. The Public Staff has authorized Applicant to represent that, although notice

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was not published for four "successive" weeks (as called for under G.S. 62-82(a)), the Public Staff believes that adequate notice was provided to the public and it does not object to the method of public notice given the circumstances.

For business reasons BayWa and North 301 Solar seek to have the CPCN amendment approved by the Commission by the end of calendar year 2018. Because no further staff conferences are scheduled in December, this would require the Commission to review and resolve the request for amendment on the basis of the filings, outside of staff conference.

Applicants therefore respectfully request that the Commission take expedited action on the pending request for amendment outside of staff conference, if possible before the end of the year.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Bj L S", with a long horizontal flourish extending to the right.

Benjamin L. Snowden
*Counsel for BayWa Solar Projects and North 301
Solar LLC*

Attachment

1093932\

Affidavit of Publication

STATE OF NORTH SS
CAROLINA }
COUNTY OF HALIFAX }

Kristal Murphy, being duly sworn, says:


That she is Circulation Director of the The Daily Herald, a
Daily newspaper of general circulation, printed and
published in Roanoke Rapids, Halifax County, North
Carolina; that the publication, a copy of which is attached
hereto, was published in the said newspaper on the

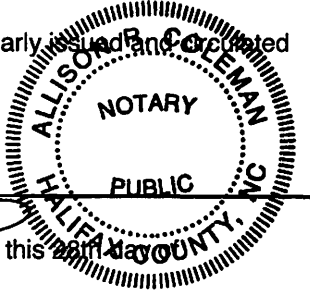
September 28, 2018

Publisher's Fee: \$ 112.40

That said newspaper was regularly issued and circulated
on those dates.

SIGNED:


Subscribed to and sworn to me this 28th day of
September 2018.





My Commission Expires April 29, 2023

40088321 40309274

Benjamin Lindermeier
BayWa R.E, Renewable Energy
17901 Von Karman Ave
Suite 1050
Irvine, CA 92614

PUBLIC NOTICE

DOCKET NO. SP-5422, SUB 0 APPLICATION OF NORTH 301 SOLAR, LLC FOR
A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

NOTICE IS HEREBY GIVEN that on March 31, 2015, North 301 Solar, LLC
(Applicant), filed an application, as amended on September 12, 2018, seeking a
certificate of public convenience and necessity pursuant to N.C. Gen. Stat. § 62-
110.1(a) for construction of a 20-MW solar generating facility to be located at 15919
Highway 301, near Enfield, Halifax County, North Carolina. Applicant plans to sell
the electricity to Virginia Electric and Power Company d/b/a Dominion Energy North
Carolina.

Details of the application may be obtained from the Office of the Chief Clerk of the
North Carolina Utilities Commission, 430 N. Salisbury Street, 5th Floor, Dobbs
Building, Raleigh, North Carolina 27603 or 4325 Mail Service Center, Raleigh, North
Carolina 27699-4325 or on the Commission's website at www.ncuc.net.

If a complaint is received within ten days after the last date of the publication of this
notice, the Commission will schedule a public hearing to determine whether a
certificate should be awarded, will give reasonable notice of the time and place of
the hearing to the Applicant and to each complaining party, and will require the
Applicant to publish notice of the hearing in this newspaper. If no complaint is
received within the time specified above and if the Commission does not order a
hearing upon its own initiative, the Commission will enter an order awarding the
certificate sought by the Applicant.

Persons desiring to lodge complaints may file statements to that effect with the
Commission. Such statements should reference Docket No. SP-5422, Sub 0 and be
addressed as follows: Chief Clerk, North Carolina Utilities Commission, 4325 Mail
Service Center, Raleigh, North Carolina 27699-4325.

Statements may also be directed to Christopher J. Ayers, Executive Director, Public
Staff - North Carolina Utilities Commission, 4326 Mail Service Center, Raleigh, North
Carolina 27699-4326, and to The Honorable Josh Stein, Attorney General of North
Carolina, c/o Consumer Protection-Utilities, 9001 Mail Service Center, Raleigh,
North Carolina 27699-9001.

September 28, 2018

Affidavit of Publication

STATE OF NORTH SS
CAROLINA }
COUNTY OF HALIFAX }

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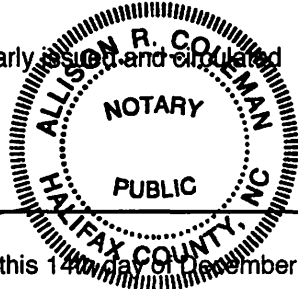
That she is Circulation Director of the The Daily Herald, a
Daily newspaper of general circulation, printed and
published in Roanoke Rapids, Halifax County, North
Carolina; that the publication, a copy of which is attached
hereto, was published in the said newspaper on the

November 30, 2018
December 14, 2018
December 07, 2018

Publisher's Fee: \$ 235.33

That said newspaper was regularly published and circulated
on those dates.

SIGNED:



Subscribed to and sworn to me this 14th day of December
2018.



My Commission Expires April 29, 2023

40088321 40316426

Benjamin Lindermeier
BayWa R.E, Renewable Energy
17901 Von Karman Ave
Suite 1050
Irvine, CA 92614

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North Carolina 27699-9001.

November 30, December 7, 14, 21, 2018