## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. E-7, SUB 1289 DOCKET NO. E-2, SUB 1314

In the Matter of	)	
Petition of Duke Energy Progress,	)	
LLC, and Duke Energy Carolinas,	)	CUCA'S PETITION TO INTERVENE
LLC, Requesting Approval of Green	)	
Source Advantage Choice Program	)	
and Rider GSAC	)	

Pursuant to North Carolina Utilities Commission ("Commission") R1-19, Carolina Utility Customers Association, Inc. ("Petitioner" or "CUCA"), by and through its undersigned counsel, hereby respectfully petitions to intervene in the above-captioned dockets. In support of the petition, Petitioner provides the following information:

- 1. CUCA is a corporation duly organized, validly existing, and in good standing under the laws of the State of North Carolina, with its principal office located at 8386 Six Forks Road, Suite 103, Raleigh, NC 27615.
  - 2. The name and addresses of its principal officers are

Chair: David J. Lyons

Gerdau Long Steel North America 384 Old Grassdale Road NE Cartersville, GA 30121

Executive Director: Kevin N. Martin

Carolina Utility Customers Association, Inc.

8386 Six Forks Rd, Suite 103

Raleigh, NC 27615 kmartin@cucainc.org

3. CUCA's attorneys, to whom all communications and pleadings should be addressed, are shown below. Copies of all communications and pleadings should also be served on CUCA's Executive Director Kevin Martin.

Marcus W. Trathen
Craig D. Schauer
Christopher B. Dodd
Brooks, Pierce, McLendon,
Humphrey & Leonard, LLP
Suite 1700, Wells Fargo Capitol Center
150 Fayetteville Street
P.O. Box 1800 (zip 27602)
Raleigh, NC 27601
mtrathen@brookspierce.com
cschauer@brookspierce.com
cbdodd@brookspierce.com

- 4. CUCA is an organization of industrial utility customers whose member companies maintain numerous industrial manufacturing facilities and employ thousands of workers throughout the State of North Carolina, including the territory in which Duke Energy Progress, LLC ("DEP") and Duke Energy Carolinas, LLC ("DEC") have been authorized by the Commission to sell electricity at retail.
- 5. CUCA's member companies use electricity sold by DEP and DEC in the operation of their manufacturing plants. The availability of an adequate supply of electricity at a reasonable price is critical to the economic viability of CUCA's member companies. DEP's and DEC's filings will affect the rate associated with DEP's and DEC's sale of electricity to CUCA members. As a result, CUCA has a vital interest in the matters at issue in the above-captioned proceeding and should be permitted to intervene and participate.
  - 6. CUCA agrees to accept electronic service of all filings in the Docket.

WHEREFORE, CUCA respectfully requests that the Commission enter an order allowing CUCA to intervene and fully participate in the above-captioned proceedings, including the right to discovery, and to otherwise exercise all statutory rights provided to Intervenors under North Carolina law.

Respectfully submitted, this 10th day of February, 2023.

/s/ Christopher B. Dodd

Marcus W. Trathen
Craig D. Schauer
Christopher B. Dodd
BROOKS, PIERCE, McLENDON,
HUMPHREY & LEONARD, LLP
Suite 1700, Wells Fargo Capitol Center
150 Fayetteville Street
P.O. Box 1800 (zip 27602)
Raleigh, NC 27601
(919) 839-0300, ext. 207 (phone)
(919) 839-0304 (fax)
mtrathen@brookspierce.com
cshauer@brookspierce.com
cdodd@brookspierce.com

Attorneys for Carolina Utility Customers Association, Inc.

## **VERIFICATION**

Kevin N. Martin, first being duly sworn, deposes and says that he is the Executive Director of Carolina Utility Customers Association, Inc.; that he has read the foregoing Petition to Intervene and that the same is true of his personal knowledge, expect as to any matters and thing therein stated on information and belief, and as to those, he believes them to be true; and that he is authorized to sign this verification on behalf of Carolina Utility Customers Association, Inc..

This the *D* day of February, 2023.



Sworn to and subscribed before me this 60 day of February, 2023.

Notary Public

Commission Expires: 9/14/2026

John R Hemphill NOTARY PUBLIC

Wake Compty, NC

My Commission Expires September 24, 2026

John R Hemphill
NOTARY PUBLIC
Wake County, NC

My Commission Expires September 24, 2026

## **Certificate of Service**

I hereby certify that a copy of the foregoing *Petition to Intervene* has been served this day upon the parties of record in this proceeding by electronic mail.

This the 10th day of February, 2023.

BROOKS, PIERCE, McLENDON, HUMPHREY & LEONARD, LLP

/s/ Christopher B. Dodd