

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1321

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Duke Energy Progress, LLC,)
Pursuant to N.C.G.S. § 62-133.2 and)
Commission Rule R8-55 Relating to Fuel) **ORDER EXCUSING WITNESSES**
and Fuel-Related Charge Adjustments for)
Electric Utilities)

BY THE COMMISSION: On June 13, 2023, Duke Energy Progress, LLC (DEP), filed its application in the above-captioned docket requesting changes in its fuel charges effective for service rendered on and after December 1, 2023, along with supporting direct testimony and exhibits (Application). The Application included the direct testimony and exhibits of witnesses Matthew L. Cameron, Tom Simril, John D. Swez, Jeffrey Flanagan, Nadene N. Wallace, and David Johnson.

On June 30, 2023, the Commission issued a Scheduling Order in the above-captioned docket that, among other things, scheduled an expert witness hearing to be held on September 19, 2023. The Commission has further permitted the interventions of the Carolina Industrial Group for Fair Utility Rates II (CIGFUR) and the Carolina Utility Customers Association, Inc., (CUCA). The intervention of the Public Staff is recognized pursuant to N.C.G.S. § 62-15(d) and Commission Rule R1-19(e).

On September 1, 2023, the Public Staff – North Carolina Utilities Commission (Public Staff) filed the direct testimony and exhibits of witness Darrell Brown.

On September 14, 2023, DEP and the Public Staff (collectively Movants) filed a joint motion requesting that the Commission excuse witnesses Cameron, Simril, Swez, Flanagan, Wallace, Johnson, and Brown from testifying at the September 19, 2023 hearing. Movants state that they consulted with all parties to this docket, that all parties do not oppose excusing the specified witnesses from appearing at the hearing to testify and submit to cross examination.

Based on Movants’ motion and the record, the Commission finds good cause to excuse witnesses Cameron, Simril, Swez, Flanagan, Wallace, Johnson, and Brown from testifying at the September 19, 2023 hearing. Counsel are hereby directed to move these

witnesses' pre-filed testimony and exhibits into the record at the appropriate time during the evidentiary hearing.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 15th day of September, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "A. Shonta Dunston". The signature is written in a cursive, flowing style.

A. Shonta Dunston, Chief Clerk