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January 24, 2022

Ms. A. Shonta Dunston
Chief Clerk
North Carolina Utilities Commission
430 N. Salisbury Street
Raleigh, NC 27603

RE: AFFIDAVIT OF PUBLICATION OF PUBLIC NOTICE
For New River Light & Power
In the matter of Biennial Determination of Avoided Cost Rates
for Electric Utility Purchases from Qualifying Facilities – 2021
NCUC Docket E-100, Sub 175

Dear Ms. Dunston:

On behalf of New River Light & Power, in the above referenced matter and docket, and in compliance with ordering paragraph number 10 of the August 13, 2021 Order Establishing Biennial Proceeding, Requiring Data, and Scheduling Public Hearing, I herewith provide the Affidavit of Publication from The Watauga Democrat evidencing publication of the Public Notice in Watauga County on January 5 and 12, 2022.

Should you have any questions concerning this filing, please do not hesitate to contact me.

Sincerely,

/s/ David T. Drooz

David T. Drooz

pbb

A Pennsylvania Limited Liability Partnership

California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota
Nevada New Jersey New York North Carolina Pennsylvania South Carolina Texas Washington

STATE OF NORTH CAROLINA
WATAUGA COUNTY

FOX ROTHSCHILD LLP
434 Fayetteville St Ste 2800
Raleigh, NC 276012943

AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths, personally appeared Deirda Minter who being first duly sworn, deposes and says: that he (she) is an employee of ADAMS PUBLISHING GROUP, LLC, engaged in the publication of a newspaper known as **Watauga Democrat**, published in the city of **BOONE** in said County and State, that he (she) is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in **Watauga Democrat**, a newspaper meeting all of the requirements and qualifications of Section I-597 of the General Statutes of North Carolina on the following dates:

E-100 Sub 175 - Notice of Public Hearing
01/05/2022, 01/12/2022

Over ↗

Watauga Democrat

P.O. BOX 1815, BOONE, NC 28607
828-264-6397

This 13th day of January, 2022

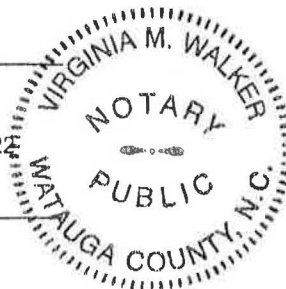
Deirda Minter
Signature of person making affidavit

Sworn to and subscribed before me on this 13th day of January, 2022

Virginia M. Walker
Notary Public

My Commission expires:

April 25, 2026



OFFICIAL COPY

Jan 24 2022

STATE OF NORTH CAROLINA UTILITIES
COMMISSION RALEIGH
DOCKET NO. E-100, SUB 175
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION
In the Matter of
Biennial Determination of
Avoided Cost Rates for Electric

PUBLIC NOTICES

Utility Purchases from Qualifying Facilities - 2021

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the North Carolina Utilities Commission (Commission) has scheduled a public hearing in this docket which will commence on Tuesday, February 22, 2022, at 7:00 p.m. in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina, for the purpose of taking nonexpert public witness testimony as a part of its 2021 biennial determination of avoided cost rates for purchases of electricity by the electric utilities who are parties to this docket from qualifying cogeneration and small power production facilities. The electric utilities who are parties to this docket are Duke Energy Carolinas, LLC (DEC), Duke Energy Progress, LLC (DEP), Virginia Electric and Power Company d/b/a Dominion Energy North Carolina (Dominion), Western Carolina University (WCU), and Appalachian State University, d/b/a, New River Light and Power Company (New River).

The Public Utility Regulatory Policies Act of 1978 (PURPA) requires electric utilities to offer to purchase electric energy from cogeneration and small power production facilities which obtain qualifying facility status under PURPA. The rates for such purchases shall be set by the state regulatory authority, shall be just and reasonable to the ratepayers of the electric utility and in the public interest, shall not discriminate against qualifying cogenerators or qualifying small power producers, and shall not exceed the incremental cost to the electric utility of acquiring alternative electric energy. As a part of its responsibility in these matters, the Commission determines on a biennial basis the avoided cost rates and conditions for the purchase of electricity by electric utilities from qualifying cogeneration and small power production facilities in North Carolina.

In addition to the requirements of PURPA, N.C. Gen. Stat. § 62-156 requires the Commission to determine the rates and contract terms to be observed by electric utilities in purchasing power from small power producers as defined in N.C.G.S. § 62-3(27a). The rates established pursuant to N.C.G.S. § 62-156 shall not exceed, over the term of the purchase power contract, the incremental cost to the electric utility of the electric energy which, but for the purchase from a small power producer, the utility would generate or purchase from another source.

The purpose of the hearing cited in this Notice is to consider revisions to the avoided costs rates and contract terms previously set by the Commission for the purchase of electricity by the electric utilities who are parties to this proceeding from qualifying cogeneration and small power production facilities in North Carolina.

The Public Staff is required by statute to represent the using and consuming public in proceedings before the Commission. Written statements to the Public Staff should include any information which the writer

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wishes to be considered by the Public Staff in its investigation of the matter, and such statements should be addressed to Mr. Christopher J. Ayers, Executive Director, Public Staff - North Carolina Utilities Commission, 4326 Mail Service Center, Raleigh, North Carolina 27699-4300.

PUBLIC NOTICES

The Attorney General is also authorized by statute to represent consumers in proceedings before the Commission. Statements to the Attorney General should be addressed to The Honorable Josh Stein, Attorney General of North Carolina, c/o Utilities Section, 9001 Mail Serv-

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ice Center, Raleigh, North Carolina 27699-9001.

Written statements are not evidence unless those persons submitting such statements appear at a public hearing and testify concerning the information contained in their written statements.

Any person desiring to intervene in the matter as a formal party of record should file a motion under Commission Rules R1-5 and R1-19 no later than Wednesday, February 9, 2022. All such motions should be filed with the Chief Clerk of the North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4325. The comments and exhibits to be presented in this proceeding by formal parties other than DEC, DEP, Dominion, WCU, and New River must be filed with the Commission no later than Wednesday, February 9, 2022.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of August, 2021.

NORTH CAROLINA UTILITIES COMMISSION
Joann R. Snyder, Deputy Clerk