

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. E-100, SUB 37A

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	)	ORDER GRANTING REQUEST
Establishment of a North Carolina	)	FOR AMENDMENT OF
Advanced Energy Corporation	)	ARTICLES OF INCORPORATION

BY THE COMMISSION: On December 7, 2005, the Board of Directors of the North Carolina Advanced Energy Corporation ("NCAEC") recommended an amendment to Article 5, Section 1 of the NCAEC's Articles of Incorporation as follows:

"There shall be a maximum of fourteen (14) Directors of this Corporation. One Director shall be appointed by the North Carolina Utilities Commission and shall serve until such director's death, resignation, retirement, removal, or until a successor is appointed by the North Carolina Utilities Commission. The North Carolina Utilities Commission may remove this director at any time and in its sole discretion, either with or without cause, and appoint a successor. The remaining thirteen (13) directors shall be appointed in the manner hereinafter specified."

By letter dated December 13, 2005, the NCAEC requested the Commission to amend the NCAEC's Articles of Incorporation as set forth above and appoint Robert K. Koger, the NCAEC's President and Executive Director, to the Board of Directors.

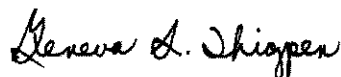
WHEREUPON, the Commission finds good cause to (i) approve the amendment to Article 5, Section 1 of the NCAEC Articles of Incorporation as set forth above; and (ii) appoint Robert K. Koger to serve as the Director to be appointed by the Commission until his death, resignation, retirement, removal, or until a successor is appointed by the Commission in accordance with the Articles of Incorporation of NCAEC.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 5th day of January, 2006.

NORTH CAROLINA UTILITIES COMMISSION



Geneva S. Thigpen, Chief Clerk