

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-100, SUB 161

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Commission Rules Related to Electric	) ORDER ALLOWING LEAVE TO FILE
Customer Billing Data	) COMMENTS AND HOLDING DOCKET
	) IN ABEYANCE

BY THE CHAIR: On or before December 9, 2022, Duke Energy Carolinas, LLC, and Duke Energy Progress, LLC (collectively, Duke), Dominion Energy North Carolina (DENC), Mission:data Coalition (Mission:data), Southeast Sustainability Directors Network (SSDN), the Attorney General's Office (AGO), and the Public Staff filed one or more sets of comments in the above-captioned docket, a rulemaking proceeding regarding access to electric customer usage data.

On February 19, 2024, the Commission issued an order allowing parties to file sur-reply comments on or before April 5, 2024. This deadline was subsequently extended to April 19, 2024 by Commission Order filed April 5, 2024. On April 19, 2024, Duke, Public Staff, and Mission:data filed sur-reply comments, and letters were filed by DENC, SSDN, North Carolina Clean Energy Fund, State Energy Office, and North Carolina Sustainable Energy Association.

In its sur-reply comments filed April 19, 2024, Mission:data alleged that DENC has received certain federal funding and requested the Commission direct DENC to answer five questions related to said funding. On May 9, 2024, DENC filed a Motion for Leave to File Response to Mission:data Coalition's Sur-Reply Comment with the proposed response attached as Appendix A. DENC's Motion requests leave to file Appendix A as a formal response answering the questions presented by Mission:data. No objection was received in response to DENC's Motion.

On May 16, 2024, Duke moved the Commission to hold the docket in abeyance for 120 days. Duke contends that the additional time will allow further discussions between the parties regarding Green Button Connect functionality and other outstanding issues. Duke further contends that these discussions will potentially allow the parties to find a pathway to consensus and to develop a consolidated proposed rule which would resolve the outstanding issues. Duke represents to the Commission that Public Staff does not object to Duke's motion to hold the proceeding in abeyance. No parties filed in opposition to Duke's motion, though the SSDN filed a letter requesting specifically that it be included in any discussions that occur among the parties while the proceeding is held in abeyance.

After careful consideration, the Chair finds good cause to grant DENC's Motion for Leave to File Response and accept the response attached to DENC's motion. In addition, the Chair finds good cause to grant Duke's Motion to hold the docket in abeyance for 120 days from the date of this Order. On or before the end of the 120 days, Duke shall file a report in this docket informing the Commission of the results achieved from the additional discussions with parties during the abeyance, including the SSDN.

IT IS, THEREFORE, ORDERED as follows:

1. That DENC's response to Mission:data's sur-reply comments filed as Appendix A to its Motion are accepted into the record in this docket;
2. That this docket shall be held in abeyance for a period of 120 days from the date of this Order; and
3. That on or before Monday, September 23, 2024, Duke shall file a report on the results of the additional discussions, the consensus achieved, and a summary of any remaining unresolved issues.

ISSUED BY ORDER OF THE COMMISSION.

This the 24th day of May, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "A. Shonta Dunston". The signature is written in a cursive, flowing style.

A. Shonta Dunston, Chief Clerk