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FILED
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Clerk's Office
N.C. Utilities Commission

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February 18, 2011

Renne C. Vance
Chief Clerk
NC Utilities Commission
4325 Mail Service Center
Raleigh, NC 27699-4325

OFFICIAL COPY


Re: Docket No. E-7, Sub 819

Dear Ms. Vance:

Please find for filing the original and 30 copies of the MOTION FOR EXTENSION TIME
BY NC WARN.

Thank you for your attention to this matter.

Sincerely,


John D. Runkle
Counsel for NC WARN

cc. Service List – via email

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STATE OF NORTH CAROLINA
UTILITIES COMMISSION
DOCKET NO. E-7, SUB 819

FILED
FEB 18 2011
Clerk's Office
N.C. Utilities Commission

Revised Application of Duke Energy)
Carolinas, LLC, for Approval of Decision to)
Incur Nuclear Generation Project)
Development Costs)

MOTION FOR EXTENSION
OF TIME BY NC WARN


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NOW COMES NC WARN, by and through the undersigned counsel, with a request that the due date for its testimony in the above-captioned docket be extended by three business days to Thursday 24, 2011, and correspondingly, that the due date for the rebuttal testimony of Duke Energy Carolinas, LLC (Duke), be extended to Friday, March 11, 2011. In support of this motion, NC WARN alleges as follows:

1. By Order dated November 29, 2010, the Commission scheduled Duke's Amended Application for Approval of Decision to Incur Continued Nuclear Generation Project Development Costs for hearing and established deadlines for intervention and prefiled testimony. The Public Staff's testimony was made due Wednesday, February 16, 2011, and Duke's rebuttal testimony was made due Friday, March 4, 2011.
2. On December 6, 2010, Duke filed its Revised Amended Application for Approval of Decision to Incur Continued Nuclear Generation Project Development Costs.
3. On February 9, 2011, the Public Staff requested an extension until February 21, 2011 to file with Duke's Rebuttal testimony extended until March 9, 2011. The Commission granted this extension of time.
4. Counsel expected testimony from its expert witness to be ready by February 21, 2011 but was informed by its expert witness this morning that because of the expert witness's workload it would not be available until Thursday, February 24, 2011. At such time NC WARN will file the testimony electronically to the other parties. With the hearing scheduled for Tuesday, March 15, 2011 it would be helpful to the other parties to receive any rebuttal testimony from Duke by Friday, March 11, 2011. Counsel was unable to contact Duke this morning but has emailed this motion to Duke's counsel.

WHEREFORE, the NCWARN respectfully requests that the Commission issue an order extending in the above-captioned docket the due date for the Public Staff's testimony to Thursday, February 24, 2011, and the due date for Duke's rebuttal testimony to Friday, March 11, 2011.

This is the 18th day of February 2011.


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CERTIFICATE OF SERVICE

I do hereby certify that I have this day served a copy of the foregoing upon each of the parties of record in this proceeding or their attorneys of record by emailing them an electronic copy or by causing a paper copy of the same to be hand-delivered or deposited in the United States Mail, postage prepaid, properly addressed to each.

This the 18th day of February, 2011.


Attorney at Law