

1 PLACE: Dobbs Building, Raleigh, North Carolina

2 DATE: Wednesday, May 31, 2023

3 TIME: 7:03 p.m. - 7:12 p.m.

4 DOCKET NO: E-22, Sub 658

5 BEFORE: Commissioner Floyd B. McKissick, Jr., Presiding

6 Commissioner ToNola D. Brown-Bland

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12 IN THE MATTER OF:

13 Virginia Electric and Power Company d/b/a

14 Dominion Energy North Carolina

15 Consideration of Certain Standards for

16 Electric Utilities Relating to Measures to Promote  
17 Greater Electrification of the Transportation Sector  
18 Pursuant to the Infrastructure Investment and Jobs Act

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20  
21 Volume 1  
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23  
24

1 A P P E A R A N C E S:

2 FOR VIRGINIA ELECTRIC AND POWER COMPANY

3 D/B/A DOMINION ENERGY NORTH CAROLINA:

4 Mary Lynne Grigg, Esq.

5 McGuireWoods, LLP

6 501 Fayetteville Street, Suite 500

7 Raleigh, North Carolina 27601

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9 FOR THE USING AND CONSUMING PUBLIC:

10 Anne M. Keyworth, Esq.

11 Public Staff - North Carolina Utilities Commission

12 4326 Mail Service Center

13 Raleigh, North Carolina 27699-4300

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NORTH CAROLINA UTILITIES COMMISSION

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T A B L E O F C O N T E N T S  
E X A M I N A T I O N S

(No witnesses were present)

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E X H I B I T S:

IDENTIFIED/ADMITTED

(No exhibits of record)

## P R O C E E D I N G S

COMMISSIONER McKISSICK: Good evening. I am Commissioner Floyd B. McKissick, Jr., of the North Carolina Utilities Commission, and with me tonight is Commissioner ToNola D. Brown-Bland.

I now call for hearing Docket E-22, Sub 658, In the Matter of Consideration of Certain Standards for Electric Utilities relating to Measures to Promote Greater Electrification of the Transportation Sector Pursuant to the Infrastructure Investment and Jobs Act.

The nature and purpose of this hearing is for the Commission to consider new federal ratemaking standards added to the Public Utilities Regulatory Policy Act of 1978, commonly known as PURPA, by the Infrastructure Investment and Jobs Act enacted in 2021 with respect to Virginia Electric and Power Company doing business as Dominion Energy North Carolina, which I will refer to as Dominion.

The new PURPA standard requires each state to consider measures to promote greater electrification of the transportation sector, including the establishment of rates that:

(A) Promote affordable and equitable

NORTH CAROLINA UTILITIES COMMISSION

1 Electric Vehicle charging options for residential,  
2 commercial, and public Electric Vehicle charging  
3 infrastructure.

4 (B) Improve the customer experience  
5 associated with Electric Vehicle charging, including  
6 by reducing charging times for light, medium, and  
7 heavy-duty vehicles.

8 (C) To accelerate third-party investments in  
9 Electric Vehicle charging for light, medium, and  
10 heavy-duty vehicles and,

11 (D) Appropriately recover the marginal  
12 costs delivering electricity to electric vehicles and  
13 Electric Vehicle charging infrastructure.

14 On November 15th, 2023, the Commission  
15 issued its Order scheduling hearings, which, among  
16 other things, scheduled this Public Witness Hearing  
17 solely for the purpose of taking public testimony  
18 regarding measures the Commission could take to  
19 promote greater electrification of the transportation  
20 sector as set out in federal law. As directed by the  
21 Commission, Dominion published the notice of the date,  
22 time, and place of this hearing in newspapers of  
23 general circulation in the area for two consecutive  
24 weeks, which was completed by January 27th, 2023.

1           The Public Staff, which represents the Using  
2     and Consuming Public, has been made a party of this  
3     pursuant to North Carolina General Statute § 62-15.  
4     In addition, the following parties have petitioned to  
5     and been allowed to intervene in this proceeding,  
6     those being: ChargePoint, Incorporated and Carolina  
7     Industrial Group for Fair Utility Rates, commonly  
8     known as CIGFUR I.

9           On April 12, 2023 at the joint request of  
10    the Public Staff and Dominion, the Commission entered  
11    an Order Granting Motion to Amend Order Scheduling  
12    Hearings and canceling a previously scheduled expert  
13    witness hearing. Pursuant to that Order, the parties  
14    in this proceeding will file verified comments with  
15    the Commission in lieu of live testimony.

16           This bring us to the Public Witness Hearing  
17    tonight. Pursuant to the State Ethics Act, I remind  
18    all Members of the Commission of their duty to avoid  
19    conflicts of interest and inquire if any Commissioner  
20    has any known conflict of interest with respect to the  
21    matter coming before the Commission.

22                           (No response)

23           COMMISSIONER McKISSICK: There appears to be  
24    no conflicts, so we will proceed. I will now call

1 upon the parties to announce their appearances,  
2 beginning with Dominion.

3 MS. GRIGG: Good evening, Commissioner  
4 McKissick, Commissioner Brown-Bland, Mary Lynne Grigg  
5 with the Law Firm of McGuireWoods, appearing on behalf  
6 of Dominion Energy North Carolina.

7 COMMISSIONER McKISSICK: I now recognize  
8 Public Staff.

9 MS. KEYWORTH: Good evening, Commissioners.  
10 My name Anne Keyworth. I'm with the Public Staff and  
11 I'm appearing on behalf of the Using and Consuming  
12 Public.

13 COMMISSIONER McKISSICK: All right. Thank  
14 you both for being here. We'll now go into some of  
15 the details relating the way this hearing will be  
16 conducted. We appreciate you coming here to voice  
17 your views on important matters. We welcome your  
18 testimony and want to hear from you.

19 In conducting this hearing, the Commission  
20 functions in a judicial capacity. As we are required  
21 by North Carolina Law, we largely follow the North  
22 Carolina Rules of Civil Procedure and Rules of  
23 Evidence because the Commission functions as a court.  
24 We cannot respond to your questions. Rather, we are



1 here to receive testimony from you-all in the form of  
2 your spoken ideas relating to the matter before us  
3 this evening.

4 In this proceeding, the Public Staff  
5 represents you, the Using and Consuming Public, and  
6 will assist you in providing your testimony tonight.

7 In order to facilitate a full and fair  
8 opportunity for all speakers to participate we will  
9 use the following procedures:

10 1) Witnesses who wish to testify must sign  
11 up with the Public Staff. The Public Staff will call  
12 each witness in the order listed on the roster.

13 2) In order for each person to have an  
14 equal opportunity, there will be a limit of three  
15 minutes for each witness to speak. Therefore,  
16 witnesses should endeavor to avoid cumulative,  
17 repetitive, and redundant testimony. I doubt if we  
18 will have that problem or challenge this evening.

19 3) To comply with the Rules of Procedure  
20 and Evidence, I must have each witness sworn in or  
21 affirmed so that you can testify to the truth of your  
22 testimony prior to you providing that testimony. When  
23 you hear your name called, please proceed to the  
24 witness stand and I will deliver the oath. At that

1 point, you will be asked to please first state your  
2 name and address for purposes of the evidentiary  
3 record, and then you will begin your testimony.

4 4) Please refrain from offering opinions on  
5 matters not related to the proceedings to implement  
6 amendments to PURPA, which is the issue before us in  
7 this docket this evening. Please direct your  
8 testimony to the Commission, not members of the  
9 audience. In lieu of all testimony, you may submit  
10 written testimony as long as you swear to its  
11 accuracy. Written statements must be submitted by a  
12 person under oath during this hearing.

13 5) Counsel for any party may ask questions  
14 of the witnesses tonight. In addition, the Commission  
15 will have the opportunity to ask questions. This  
16 means that if you provide testimony, you may be asked  
17 questions by the attorneys or by the Commissioners.

18 6) Testimony is being recorded by a court  
19 reporter. Therefore, to ensure accuracy of the  
20 record, we ask that you not engage in unconventional  
21 modes of testimony, such as singing. Additionally,  
22 please remain quiet when you are not testifying so the  
23 court reporter is able to hear the testifying  
24 witnesses. Please do not disturb the hearing by

1 clapping, booing, hissing, snapping your fingers or  
2 other such behaviors. We will instruct security to  
3 remove any member of the audience who is attempting to  
4 participate out of order or in any verbal or visual  
5 manner or is otherwise disturbing the hearing or the  
6 court reporter.

7 As a final reminder, the Commission and the  
8 attorneys for the parties are not allowed to respond  
9 to your questions during this hearing. However, both  
10 the Public Staff and Dominion have representatives who  
11 will be able and available after the hearing to answer  
12 your questions. Okay. Let us begin. Public Staff,  
13 will you call the first witness.

14 MS. KEYWORTH: Thank you, Commissioner  
15 McKissick. The Public Staff has checked and confirmed  
16 that there are no witnesses here who wish to testify  
17 tonight.

18 COMMISSIONER MCKISSICK: I will look to the  
19 audience. I'm not seeing any that are visible at this  
20 time, but I will say if there is anyone who is in this  
21 courtroom this evening that would like to testify at  
22 this time, please come forward, identify yourself by  
23 name, by residence, and state if you are a customer of  
24 Dominion.

1 (No response)

2 COMMISSIONER McKISSICK: I see none, I hear  
3 none, telepathically, I'm not connected to any, so I  
4 will assume that there are no witnesses which are  
5 appearing this evening before us. With that said, are  
6 there any other matters which need to come before us?  
7 I'll recognize Dominion and the Public Staff.

8 MS. GRIGG: No, sir.

9 MS. KEYWORTH: No, thank you.

10 CHAIR MITCHELL: Since there are no  
11 witnesses this evening, we've gone through the  
12 appropriate formalities and we have been open for the  
13 purpose of receiving public testimony, and no members  
14 of the public have registered to appear nor any have  
15 signed up to appear in this courtroom this evening.  
16 We hereby stand adjourned. Thank you-all for being  
17 here. Let me thank you, Madam clerk, Tonja. We  
18 appreciate it. Thank you, deputies, for being here  
19 this evening. We appreciate your courtesy and  
20 security that you have provided us. Have a good  
21 evening and safe drive home.

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2 WHEREUPON, this hearing is adjourned.  
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4 C E R T I F I C A T E

5 I, TONJA VINES, DO HEREBY CERTIFY that the  
6 proceedings in the above-captioned matter were taken  
7 before me, that I did report in stenographic shorthand  
8 the Proceedings set forth herein, and the foregoing  
9 pages are a true and correct transcription to the best  
10 of my ability.  
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13 Tonja Vines

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