

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-2, SUB 1170
DOCKET NO. E-7, SUB 1169

In the Matter of
Petition of Duke Energy Progress, LLC,)
and Duke Energy Carolinas, LLC,) PETITION TO INTERVENE OF
Requesting Approval of Green Source) APPLE INC. AND GOOGLE
Advantage Program and Rider GSA to) LLC
Implement G.S. 62-159.2)

Pursuant to North Carolina Utilities Commission (“Commission”) Rules R1-5, R1-7, and R1-19, Apple, Inc. and Google LLC (collectively, the “Petitioners”), by and through their undersigned counsel, hereby respectfully petition to intervene in the instant docket. In support of the petition, the Petitioners provide the following information:

1. Apple Inc. is a corporation organized under the laws of the State of California, with corporate headquarters located at 1 Infinite Loop, Cupertino, CA 95014.
2. Google LLC is a limited liability company duly organized under the laws of the State of Delaware, with corporate headquarters located at 1600 Amphitheatre Parkway, Mountain View, California 94043.
3. The Petitioners’ attorney in this matter, to whom all communications and pleadings should be addressed, is:

Marcus W. Trathen
Brooks, Pierce, McLendon,
Humphrey & Leonard, LLP
Suite 1700, Wells Fargo Capitol Center
150 Fayetteville Street
P.O. Box 1800 (zip 27602)
Raleigh, NC 27601
mtrathen@brookspierce.com

4. The Petitioners are technology companies that design, develop, and sell consumer electronics, computer software and online services. In connection with these business operations, Petitioners, through their respective affiliates, own and operate one or more data centers and related infrastructure in the service territory of Duke Energy Carolinas LLC (“Duke”).

5. The Petitioners are leaders in the integration of clean energy in their business operations. As each Petitioner assesses its current and future operations in North Carolina and elsewhere, ensuring the ability to invest in green energy is a primary and essential consideration. In this regard, a reliable and sustainable electricity supply is critical to the Petitioners’ business operations, and requires sourcing power from renewable energy.

6. Duke’s filing in this proceeding is targeted to users like the Petitioners that seek to take advantage of green sourcing programs. As a result, as potential customers of Duke under the proposed rider, Petitioners have a direct, substantial and vital interest in the matters at issue that cannot be adequately represented by any other party.

7. The Petitioners agree to accept electronic service of all filings in this proceeding.

WHEREFORE, the Petitioners respectfully request that the Commission enter an order allowing them to intervene and fully participate in the above-captioned proceeding.

Respectfully submitted, this 23rd day of February, 2018.



Marcus W. Trathen
N.C. State Bar No. 17621
BROOKS, PIERCE, MCLENDON,
HUMPHREY & LEONARD, LLP
Suite 1700, Wells Fargo Capitol Center
150 Fayetteville Street
P.O. Box 1800 (zip 27602)
Raleigh, NC 27601
(919) 839-0300, ext. 207 (phone)
(919) 839-0304 (fax)
mtrathen@brookspierce.com

Attorneys for Apple Inc. and Google LLC

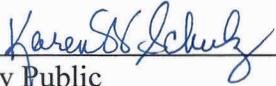
VERIFICATION

Marcus W. Trathen, first being duly sworn, deposes and says that he is the attorney for the Petitioners; that he has read the foregoing Petition to Intervene and that the same is true of his personal knowledge, except as to any matters and thing therein stated on information and belief, and as to those, he believes them to be true; and that he is authorized to sign this verification on behalf of the Petitioners.

This the 23rd day of February, 2018.



Sworn to and subscribed before me
this 23rd day of February 2018.



Notary Public

KAREN W. SCHULZ NOTARY PUBLIC WAKE COUNTY, N.C.

Commission Expires: 10/18/2020

Certificate of Service

I hereby certify that a copy of the foregoing *Petition to Intervene of Apple Inc. and Google LLC* has been served this day upon all parties of record in this proceeding, or their legal counsel, by electronic mail or by delivery to the United States Post Office, first-class postage pre-paid.

This the 23rd day of February, 2018.

BROOKS, PIERCE, MCLENDON,
HUMPHREY & LEONARD, LLP

By: 
