

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 720
DOCKET NO. E-2, SUB 1076

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application of Duke Energy Progress, LLC, to)	ORDER APPROVING THE
Revise Premier Power Service Rider PPS-10)	TARIFF REVISION AND ISSUING
and Certificate of Public Convenience and)	AMENDED CERTIFICATE
Necessity)	

BY THE COMMISSION: On July 12, 2023, Duke Energy Progress, LLC (DEP or the Company) submitted a proposed revision to its Premier Power Service Rider PPS-10. According to the letter filed with the requested tariff revision, the existing tariff and Certificate of Public Convenience and Necessity (CPCN) authorized construction and operation of up to a total of 250,000 kW of emergency generation that can be installed by the Company with a per site limit of 18,000 kW. The Company seeks to amend the tariff and the CPCN to eliminate the per site limit while retaining the 250,000 kW total program cap. The Company also added a new section to Rider PPS-10 entitled "Eligibility" to help ensure that customers requesting larger and more expensive emergency generators have the financial ability to meet their obligations under the contract. Finally, DEP states that if directed by the Commission, the Company will publish notice of the request to amend the CPCN.

The Commission originally approved the tariff and CPCN in its July 7, 1998 Order Approving Experimental Rider and Issuing Certificate of Public Convenience and Necessity. In the intervening 25 years since the tariff was approved, the Company has requested, and the Commission has granted, two amendments to the tariff and the CPCN increasing the maximum generator size. The Commission approved an increase to the original per site size limit from 3,500 kW to 8,000 kW (tariff, July 10, 2003, and CPCN, October 8, 2003) and from 8,000 kW to 18,000 kW (November 24, 2010).

Prior to approving the original application and past amendments to the maximum per site size requirement, the Commission required, at the Public Staff's request, DEP to provide notice to customers and submit affidavits of publication. DEP provided notice and filed the affidavits of publication each time prior to the Commission issuing its order. The State Clearinghouse submitted letters in response to the original program filing and the 2010 amendment petition stating that the project has been waived from the state environmental review process as it is programmatic in nature and not site specific (Letters filed April 27, 1998, July 22, 2010).

On October 10, 2023, the Public Staff filed a letter stating that it reviewed the proposed revision to the tariff and recommended approval of DEP's revisions to its Premier Power Service Rider PPS-10 and the corresponding CPCN. The Public Staff also recommended that the public notice requirement be waived in this instance because the CPCN is programmatic in nature and not site specific.

After careful consideration, the Commission finds good cause to approve the revisions to the tariff and issue the amended CPCN, which is attached to this Order as Appendix A.

IT IS, THEREFORE, ORDERED as follows:

1. That the amended tariff as revised in DEP's July 12, 2023 filing is approved;
2. That the amended certificate of public convenience and necessity for multiple sites, attached as Appendix A, is issued to Duke Energy Progress, LLC; and
3. That the CPCN is subject to DEP obtaining and maintaining all necessary local, state, and federal permits.

ISSUED BY ORDER OF THE COMMISSION.

This the 18th day of October, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, appearing to read "A. Shonta Dunston". The signature is fluid and cursive, with the first name "A." and last name "Dunston" clearly distinguishable.

A. Shonta Dunston, Chief Clerk

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DOCKET NO. E-2, SUB 720

Duke Energy Progress
P.O. Box 1551
Raleigh, North Carolina 27602

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C. Gen. Stat. § 62-110.1**

Authorizing construction and operation
of up to 250 MW of emergency diesel
generation with a minimum capacity of
50 kilowatts per installation

to be located at

various customer premises in
DEP's assigned franchise territory

subject to all orders, rules, regulations, and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the 18th day of October, 2023.

NORTH CAROLINA UTILITIES COMMISSION

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

A. Shonta Dunston, Chief Clerk