

April 7, 2020

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Ms. Kim Campbell, Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4300

Re: Docket No. EMP-109, Sub 0 – CPCN for 20MW Located at SW Corner of the
Intersection of NC Highway 343 and Sand Hills Rd. (Route 1132) in Camden County
Request for Modified Procedural Schedule

Dear Ms. Campbell,

Applicant Camden Solar LLC filed an application for a Certificate of Public Convenience and Necessity (“CPCN”) for a merchant plant under Commission Rule R8-63 (“Application”) on April 1, 2020. In light of the significant challenges associated with the COVID-19 pandemic, the Applicant respectfully requests that the Commission, in issuing a Procedural Order in this matter, provide a limited waiver of the requirements of Rule R8-63(d), which provides that on receipt of a completed application, “the Commission will promptly issue a procedural order setting the matter for hearing, requiring public notice, and dealing with other procedural matters.” Instead, Applicant asks that the Commission follow the procedure set forth for non-merchant CPCNs under Rule R8-64(c). Under that provision, the applicant is required to publish notice of the application, but a public hearing is held only if a complaint is received within 10 days after the last date of the publication of notice.

Applicant submits that good cause exists for the requested waiver. Because of the various travel and gathering restrictions resulting from COVID-19, and the legitimate health concerns related to public gatherings and the spread of the deadly virus, it appears unlikely that a public hearing on the Application could be held in the foreseeable future. If Rule R8-63 procedures are followed, the Application will be held up indefinitely. If Rule R8-64(c) procedures are followed, public notice will still be provided and the Application can at least be considered by the Commission if no complaints or objections are filed. Applicant also requests that the Commission not set the matter for an evidentiary hearing now, but schedule a hearing only if an intervenor opposes the application. Applicant understands that if objections are received, a hearing must be held and the Application will be effectively on hold until one can be scheduled.

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We believe that following these alternative procedures will ensure that the public has an adequate opportunity to voice any concerns about the proposed project, while still allowing the timely processing of the Application. Thank you for your consideration.

Sincerely,



Ben Snowden