

# SOUTHERN ENVIRONMENTAL LAW CENTER

Telephone 919-967-1450

200 WEST FRANKLIN STREET, SUITE 330  
CHAPEL HILL, NC 27516-2559

Facsimile 919-929-9421

February 5, 2010

**FILED**

**FEB 08 2010**

Clerk's Office  
N.C. Utilities Commission

**VIA FEDERAL EXPRESS**

Ms. Renne Vance  
Chief Clerk  
North Carolina Utilities Commission  
430 North Salisbury Street  
Dobbs Building  
Raleigh, NC 27603-5918

**OFFICIAL COPY**

RE: Investigation of Integrated Resource Planning in North Carolina - 2009  
Docket No. ~~E-7~~, Sub ~~124~~

Dear Ms. Vance:

*E-100, Sub 124*

Enclosed please find for filing in the above-captioned matter on behalf of the Southern Environmental Law Center an original and thirty-one (31) copies each of a Petition to Intervene and Motion for Extension of Time. Kindly date-stamp the extra copies and return them to me in the self-addressed, stamped envelope enclosed for your convenience. By copy of this letter, I am serving all parties of record.

Sincerely,

*Gudrun*  
Gudrun Thompson

Enclosures

cc: Parties of Record

*Full Dist.*

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

**FILED**

DOCKET NO. E-100, Sub 124

**FEB 08 2010**

Clerk's Office  
N.C. Utilities Commission

In the Matter of:

Investigation of Integrated Resource  
Planning in North Carolina -- 2009

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) MOTION FOR EXTENSION OF TIME  
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PURSUANT TO NCUC Rule R1-7, the Southern Environmental Law Center ("SELC"), through counsel, files this motion for extension of time. In support of its motion, SELC states as follows:

1. SELC is filing a contemporaneous petition to intervene in this proceeding.
2. Dominion North Carolina Power ("DNCP"), Duke Energy Carolinas ("Duke"), and Progress Energy Carolinas ("PEC") (collectively, the "IOUs") filed Integrated Resource Plans ("IRPs") on September 1, 2009.
3. On October 19, 2009, the Commission entered an order setting filing deadlines of December 11, 2009 for direct testimony of the IOUs, February 12, 2009 for direct testimony of intervenors and the Public Staff, and March 5, 2009 for rebuttal testimony of the IOUs. The Commission also scheduled an evidentiary hearing to commence March 16, 2010.
4. Duke filed a motion for extension of time until January 11, 2010 to file its 2009 Renewable Energy and Energy Efficiency Portfolio Standard ("REPS") Compliance Plan, revisions to its 2009 IRP, and direct testimony and exhibits in

support of its 2008 and 2009 IRPs. The Commission granted Duke's motion by order entered December 4, 2009.

5. DNCP and PEC filed direct testimony in support of their IRPs on December 11, 2009.

6. Duke filed its 2009 REPS Compliance Plan, revisions to its 2009 IRP, and direct testimony and exhibits in support of its 2008 and 2009 IRPs on January 11, 2010.

7. This proceeding involves numerous complex and technical issues, and the IRPs, supporting testimony and exhibits number in the thousands of pages.

8. Counsel for SELC has consulted with other parties to this proceeding regarding their position on an extension of time until February 19, 2010 for intervenors to file direct testimony, and until March 9, 2010 for the IOUs to file rebuttal testimony. The Attorney General, Carolina Industrial Groups for Fair Utility Rates, Carolina Utility Customer Association, DNCP, Duke, Fayetteville Public Works Commission, N.C. Waste Awareness and Reduction Network, PEC, and the Public Staff have indicated that they do not oppose the requested extension.

9. The proposed extension of time would allow intervenors a fair opportunity to present their analysis of the IRPs to the Commission, would not impose an undue inconvenience or hardship on other parties or the Commission, and would not require any change in the evidentiary hearing date.

WHEREFORE, SELC prays that the Commission extend the time for filing intervenor direct testimony in this docket until February 12, 2010, and extend the time for filing rebuttal testimony until March 9, 2010.

Respectfully submitted this 5<sup>th</sup> day of February, 2010.



Gudrun Thompson, NC Bar No. 28829  
Southern Environmental Law Center  
200 W. Franklin Street, Suite 330  
Chapel Hill, NC 27516  
Telephone: (919) 967-1450  
Fax: (919) 929-9421

*Attorney for the Southern Environmental Law Center*

### CERTIFICATE OF SERVICE

I hereby certify that the following persons have been served by accepted means of service with the foregoing Motion for Extension of Time:

Leonard G. Green  
Assistant Attorney General  
Attorney General's Office  
Utilities Section  
Post Office Box 629  
Raleigh, NC 27602-0629  
lgreen@ncdoj.gov

Ralph McDonald  
Bailey and Dixon, LLP  
PO Box 1351  
Raleigh, NC 27602-1351  
rmcdonald@bdixon.com

Sharon Miller  
Carolina Customer Association  
Trawick Professional Center, Suite  
210  
1708 Trawick Road  
Raleigh, NC 27604  
cuca@cucainc.org

John Runkle  
Attorney  
PO Box 3793  
Chapel Hill, NC 27516-2520  
jrunkle@pricecreek.com

James P. West  
West Law Offices, PC  
Suite 2325, Two Hannover Square  
434 Fayetteville Street Mall  
Raleigh, NC 27601  
jpwest@westlawpc.com

Lisa S. Booth  
Dominion Resources Services, Inc.  
Law Department – RS – 2  
PO Box 26532  
Richmond, VA 23219  
Lisa.S.Booth@dom.com

Dwight E. Davis  
Booth and Associates, Inc.  
1011 Schaub Dr.  
Raleigh, NC 27606  
davisde@booth-assoc.com

Robert Page  
Crisp, Page & Currin, LLP  
Suite 205  
4010 Barrett Drive  
Raleigh, NC 27604  
rpage@cpclaw.com

Horace P. Payne  
Senior Counsel  
Dominion Resources Services, Inc.  
Law Department  
120 Tredgar Street  
Richmond, Virginia 23219  
horace.p.payne@dom.com

Andrea Kells  
McGuire Woods, LLP  
2600 Two Hannover Square  
Raleigh, NC 27601  
akells@mcguirewoods.com

Joseph Eason  
Nelson, Mullins, Riley &  
Scarborough, LLP  
Suite 200  
4140 Parklane Avenue  
Raleigh, NC 27622-0519  
joe.eason@nelsonmullin.com

Christopher J. Blake  
Nelson, Mullins, Riely &  
Scarborough, LLP  
Suite 200  
4140 Parklane Avenue  
Raleigh, NC 27622-0519  
Chris.blake@nmrs.com

Nucor Steel  
2100 Rexford Road  
Charlotte, NC 28211

Steve Blanchard  
General Manager  
Public Works Commission  
City of Fayetteville  
PO Box 1089  
Fayetteville, NC 28302-1089  
Steve.blanchard@faypwc.com

Antoinette R. Wike  
Chief Counsel  
Public Staff – NC Utilities  
Commission  
4326 Mail Service Center  
Raleigh, NC 27699-4326

Lara S. Nichols  
Associate General Counsel  
Duke Energy Corporation  
PO Box 1006/ECO3T  
Charlotte, NC 28201-1006  
Lara.nichols@duke-energy.com

Damon E. Xenopoulos  
Brickfield, Burchette, Ritts & Stone  
1025 Thomas Jefferson Street, NW  
8<sup>th</sup> Floor, West Tower  
Washington, DC 20087  
dex@bbrslaw.com

Robert W. Kaylor  
Law Offices of Robert W. Kaylor,  
PA  
3700 Glenwood Avenue, Suite 330  
Raleigh, NC 27612  
bkaylor@rwkaylorlaw.com

Kiran H. Mehta  
Molly L. McIntosh  
K&L Gates, LLP  
214 North Tryon Street, 47<sup>th</sup> Floor  
Charlotte, NC 28202

This 5<sup>th</sup> day of February, 2010.

  
Gudrun Thompson