

1 PLACE: Dobbs Building, Raleigh, North Carolina
2 DATE: Monday, October 8, 2018
3 TIME: 2:00 p.m. - 2:05 p.m.
4 DOCKET NO: E-2, Sub 1176
5 BEFORE: Commissioner Charlotte A. Mitchell, Presiding
6 Chairman Edward S. Finley, Jr.
7 Commissioner ToNola D. Brown-Bland
8 Commissioner Jerry C. Dockham
9 Commissioner James G. Patterson
10 Commissioner Lyons Gray
11 Commissioner Daniel G. Clodfelter

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14 **IN THE MATTER OF:**

15 Application of Duke Energy Progress, LLC,
16 for Approval of a Joint Agency Asset Rider for
17 Recovery of Joint Agency Asset Costs Pursuant to
18 G.S. 62-133.14 and Commission Rule R8-70

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20 VOLUME: 2
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A P P E A R A N C E S:

FOR DUKE ENERGY PROGRESS, LLC:

Lawrence B. Somers, Esq.
Deputy General Counsel
401 Wilmington Street
Raleigh, North Carolina 27601

FOR THE USING AND CONSUMING PUBLIC:

Heather D. Fennell, Esq.
Public Staff - North Carolina Utilities Commission
4326 Mail Service Center
Raleigh, North Carolina 27699-4300

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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 of Record.

E X H I B I T S

Identified / Admitted

No Exhibits of Record.

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

2 COMMISSIONER MITCHELL: Good afternoon.

3 Let's go on the record. I am Charlotte Mitchell with
4 the North Carolina Utilities Commission, the presiding
5 Commissioner for this hearing. And with me this
6 afternoon are Chairman Edward S. Finley, Jr. ;
7 Commissioners Jerry C. Dockham, James G. Patterson,
8 Lyons Gray, Daniel G. Clodfelter, and ToNola D.
9 Brown-Bland.

10 I now call for hearing Docket Number E-2,
11 Sub 1176, which is In the Matter of the Application by
12 Duke Energy Progress for the -- pursuant to G.S.
13 62-133.14 and Commission Rule R8-70, for Approval of a
14 Joint Agency Asset Rider for Recovery of Joint Agency
15 Asset Costs.

16 Pursuant to G.S. 62-133.14, on
17 June 20, 2018, Duke Energy Progress filed its
18 Application in the above-captioned docket for recovery
19 of costs incurred by DEP for the acquisition and
20 operation of generating capacity acquired by DEP from
21 the North Carolina Eastern Municipal Power Agency in
22 2015.

23 Pursuant to Commission Rule R8-70, DEP shall
24 recover such costs by means of a Joint Agency Asset

1 Rider to be approved annually by this Commission. The
2 JAAR proposed by DEP in this proceeding would be
3 effective for service rendered on or after December 1,
4 2018, through November 30, 2019.

5 The Application came to be heard by this
6 Commission on September 18, 2018, per Scheduling Order
7 of the Commission in this docket. However, prior to
8 that hearing, the Commission ordered by Order dated
9 September 5, 2018, that an additional public hearing
10 shall be held for purposes of considering certain
11 late-filed information in the docket.

12 So that brings us to the purposes of today's
13 hearing which is for the supplemental public hearing.

14 I now call upon the parties to introduce
15 themselves for the purpose of the record, starting
16 with the Applicant.

17 MR. SOMERS: Good afternoon. Madam Chair,
18 Members of the Commission, I'm Bo Somers on behalf of
19 Duke Energy Progress.

20 COMMISSIONER MITCHELL: Good afternoon,
21 Mr. Somers.

22 MS. FENNELL: Good afternoon. I'm Heather
23 Fennell with the Public Staff on behalf of the Using
24 and Consuming Public.

1 COMMISSIONER MITCHELL: Before we get to the
2 public hearing I will ask you, Mr. Somers, to update
3 the Commission on any additional information about the
4 notices of publication.

5 MR. SOMERS: Yes, ma'am. Thank you. All of
6 the notices were published by the papers in the DEP
7 service territory. However, there are two newspapers
8 for which we have not yet received the affidavits but
9 they've confirmed that the notice of this hearing ran;
10 that's the Henderson paper and the Wilmington paper.
11 And I think, as I have advised the Commission in the
12 letter, the Wilmington paper was unable to run the ad
13 in two consecutive weeks because of the impacts of
14 Hurricane Florence. They were able to run the ad a
15 second time but it was just not in two consecutive
16 weeks. So at this point we're still waiting for the
17 affidavits from the Henderson and Wilmington papers,
18 but I have been assured that the ads did run.

19 COMMISSIONER MITCHELL: Okay. Thank you,
20 Mr. Somers, for that update. And for purposes of
21 public notice, the Commission finds that with respect
22 to the notice published in the Wilmington paper that
23 that second publication is sufficient, even though it
24 doesn't comply with the two successive weeks that we

1 ordered. I would ask that you file those affidavits
2 as soon as y'all receive them.

3 MR. SOMERS: Yes, ma'am, we will.

4 COMMISSIONER MITCHELL: Thank you. Now, for
5 the public hearing, Ms. Fennell, have you identified
6 any witnesses that wish to testify?

7 MS. FENNELL: We have not.

8 COMMISSIONER MITCHELL: Just for the
9 purposes of abundance of caution, is there anyone in
10 the audience that wishes to be heard on this matter
11 today?

12 (No response)

13 Seeing no one, I believe we now stand
14 adjourned. Thank you.

15 (WHEREUPON, the proceedings were adjourned.)
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C E R T I F I C A T E

I, KIM T. MITCHELL, DO HEREBY CERTIFY that
the Proceedings in the above-captioned matter were
taken before me, that I did report in stenographic
shorthand the Proceedings set forth herein, and the
foregoing pages are a true and correct transcription
to the best of my ability.

*Kim T. Mitchell*_____

Kim T. Mitchell
Court Reporter II