

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-100, SUB 179

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	)	
Duke Energy Carolinas, LLC, and	)	ORDER REQUIRING ANSWERS TO
Duke Energy Progress, LLC 2022	)	COMMISSION QUESTIONS ON
Biennial Integrated Resource Plans	)	PETITION TO INTERVENE BY
and Carbon Plan	)	ENVIRONMENTAL WORKING GROUP

BY THE CHAIR: On June 13, 2022, the Environmental Working Group (EWG) filed a petition with the Commission seeking to intervene in the above-captioned docket.

Commission Rule R1-19(a) provides that any person having an interest in a Commission proceeding may become a party thereto by filing a verified petition giving, among other things, a “clear, concise statement of the nature of the petitioner’s interest in the subject matter of the proceeding, and the way and manner in which such interest is affected by the issues involved in the proceeding.” Rule R1-19(d) further provides that the Commission will grant leave to intervene where, in addition to otherwise meeting the requirements of this rule, the petition “show[s] a real interest in the subject matter of the proceeding.”

The Commission has held that “[a]lthough the right of intervention under Rule R1-19 is generous, it is not unlimited. Intervention requires a real interest in the proceeding, not just an incidental or casual interest.” Order Denying Petition to Intervene, 3-4, Docket No. E-7, Sub 828 (Sept. 13, 2007) (emphasis original). The Commission has also clarified that “the issue in each instance in which intervention is sought is whether the petitioning party has a real interest in the subject matter of the proceeding.” *Id.* at 4. Further, “more than an incidental or casual interest in the subject matter is necessary for the Commission to find a nexus on which to grant a party the right to intervene[.]” Order Denying Petition to Intervene, 2, Docket No. W-274, Sub 160 (Nov. 18, 1997).

The Commission has carefully considered the petition but requires additional information in order to determine whether EWG has a real interest in the subject matter of this proceeding. In light of the foregoing discussion and the record, EWG is directed to file verified responses to the following questions by Tuesday, June 21, 2022:

1. Identify any offices that EWG maintains in North Carolina;
2. State how, if at all, “supporters” and “members,” as used in paragraph numbers 2, 4, and 6 of the petition, are distinguishable; specify whether supporters or

members are required to register with EWG; and state whether supporters or members are required to pay dues or similar fees;

3. Explain whether any person who visits EWG's website, follows EWG on Twitter or Instagram, or "likes" EWG on Facebook is considered to be an EWG supporter or member; and

4. Provide an approximate number of registered EWG members that reside in North Carolina.

In addition, should Duke Energy Carolinas, LLC, and Duke Energy Progress, LLC, desire to respond to any issues raised by EWG's petition or verified responses to Commission questions, such response shall be filed by no later than Friday, June 24, 2022.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 16th day of June, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Erica N. Green". The signature is written in a cursive, flowing style.

Erica N. Green, Deputy Clerk