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October 5, 2009

#### VIA HAND DELIVERY

Renne Vance North Carolina Utilities Commission 430 N. Salisbury Street Raleigh, NC 27699-4325

FILED OCT 0 5 2009

Clerk's Office N.C. Utilities Commission

In the Matter of Investigation of the Integrated Resource Plan in RE:

North Carolina for 2009, (NCUC Docket No. E-100, Sub 124)

Our File No. 19128/01511

Dear Ms. Vance:

Enclosed for filing on behalf of Nucor are an original and thirty (30) copies of a Petition to Intervene by Nucor Steel-Hertford relating to the above-referenced matter. Also enclosed is an additional copy of the document to be stamped as "filed" and returned to me via my courier.

Thank you for your assistance in this matter. With best regards, I am

Very truly yours.

worker I Blake | Elake

CJB:njw Enclosure

All parties of record (w/enc.) cc:

Kirby H. Ibum Sessums ENISON JONES EXDI 3/3/254/ 3/sArctg 3/sEc/Les 3/sE/ze

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#### STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

FILED
OCT 0 5 2009

Clerk's Office

N.C. Utilities Commission

DOCKET NO. E-100, Sub 124

#### BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

INVESTIGATION OF INTEGRATED	)	PETITION TO INTERVENE BY
RESOURCE PLANNING IN NORTH	)	NUCOR STEEL - HERTFORD
CAROLINA - 2009	)	

Pursuant to Rule R1-19 of the Rules and Regulations of the North Carolina Utilities Commission, Nucor Steel-Hertford, a division of Nucor Corporation, hereby moves to intervene in the above-captioned proceeding. In support of its petition, Nucor states:

- 1. On September 16, 2009, Dominion North Carolina Power filed its 2009 Integrated Resource Plan.
- 2. Nucor is a corporation organized pursuant to the laws of the State of Delaware with its corporate headquarters located at 2100 Rexford Road, Charlotte, North Carolina 28211.
- 3. Nucor owns and operates a steel recycling facility located in Hertford County,
  North Carolina, which produces steel plate. Virginia Electric and Power Company does business
  in North Carolina as Dominion North Carolina Power (hereinafter "DNCP"). Nucor is a
  customer of DNCP and takes service pursuant to a special contract for electric service, as
  amended, subject to the jurisdiction of the North Carolina Utilities Commission.
- 4. As a current customer of DNCP, Nucor has an interest that is directly affected by the outcome of this proceeding, and, in accordance with the Commission's Rule R1-19, has a right to intervene in this proceeding.
- 5. Nucor's interest is not adequately represented by any other party and Nucor should not be consolidated with any party or group of parties.

6. All correspondence related to this proceeding should be addressed to:

Joseph W. Eason Nelson, Mullins, Riley & Scarborough, LLP 4140 ParkLake Avenue, Suite 200 Post Office Box 30519 Raleigh, NC 27622-0519 Telephone: (919) 877-3807

Facsimile: (919) 877-3140
Joe.eason@nelsonmullins.com

#### And to:

Damon E. Xenopoulos\*
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson St., N.W.
8th Floor, West Tower
Washington, D.C. 20007
Telephone: (202) 342-0800

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WHEREFORE, Nucor respectfully requests that the commission allow it to intervene in this proceeding, and become a party thereto for all purposes.

<sup>\*</sup>Of Counsel, Pending Pro Hac Vice Admission

Respectfully submitted, this 5th day of October, 2009.

Joseph W. Eason

Christopher J. Blake

Nelson, Mullins, Riley & Scarborough, LLP

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#### Of Counsel:

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ATTORNEYS FOR NUCOR STEEL-HERTFORD

#### VERIFICATION

Christopher J. Blake, first being duly sworn, deposes and says that he is the attorney for Nucor; that he has read the foregoing Petition to Intervene and that the same is true of his personal knowledge, except as to any matters and things therein stated on information and belief, and as to those, he believes them to be true; and that he is authorized to sign this verification on behalf of Nucor.

This 5<sup>th</sup> day of October, 2009.

Christopher J. Blake

**NORTH CAROLINA** 

**WAKE COUNTY** 

Sworn to and subscribed before me
This 5th day of October, 2009.

Pancy Sean Wilmot

Print Notary Public Name

My Commission Expires: 1/30/2011

#### CERTIFICATE OF SERVICE

The undersigned attorney for Petitioner hereby certifies that he served the foregoing Nucor Steel-Hertford's Petition to Intervene upon the parties of record in this proceeding by depositing copies in the United States mail, postage prepaid as follows:

Leonard G. Green N.C. Department of Justice Post Office Box 629 Raleigh, NC 27602-0629

Sharon Miller
Carolina Ütility Customer Association, Inc.
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1708 Trawick Road
Raleigh, NC 27604

Lisa S. Booth
Dominion Resources Services, Inc.
Law Department – RS-2
P.O. Box 26532
Richmond, VA 23219-6532

John D. Runkle Attorney at Law Post Office Box 3793 Chapel Hill, NC 27515-3793 Ralph (Bo) McDonald Bailey & Dixon, L.L.P P.O. Box 1351 Raleigh, NC 27602-1351

Robert Page Crisp, Page Currin 4010 Barrett Drive, Suite 205 Raleigh, N.C. 27609-6622

Horace P. Payne Dominion Resources Services, Inc. 120 Tredegar Street Richmond, VA 23219

Andrea Kells McGuire Woods LLP 2600 Two Hannover Square Raleigh, NC 27601

This 5th day of October, 2009.

Churtophu J Sluke\_