

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION  
DOCKET NO. E-100, SUB 190

In the Matter of:	)	PETITION TO INTERVENE
Biennial Consolidated Carbon Plan and	)	BY CITY OF ASHEVILLE
Integrated Resource Plans of Duke Energy	)	AND COUNTY OF
Carolinas, LLC and Duke Energy Progress,	)	BUNCOMBE
LLC, pursuant to N.C. Gen. Stat. § 62-110.9	)	
and § 62-110.1(c)	)	

PETITION TO INTERVENE

Pursuant to North Carolina Utilities Commission (“Commission”) Rules R1-5, R1-7, and R1-19, the City of Asheville and Buncombe County, through the undersigned attorneys, respectfully request that the North Carolina Utilities Commission enter an order permitting them to intervene in the above-referenced docket. In support of this petition is the following:

1. The City of Asheville is a municipal corporation organized under North Carolina law. Its address is City of Asheville, 70 Court Plaza, Asheville, North Carolina 28801.
2. Buncombe County is a body politic organized under North Carolina law. Its address is Buncombe County, 200 College Street, STE 300, Asheville, North Carolina 28801.
3. The attorney for the City to whom all correspondence and filings should be addressed is Jannice Ashley, Senior Assistant City Attorney, City Attorney’s Office, 70 Court Plaza, Asheville, North Carolina 28801.

4. The attorney for the County to whom all correspondence and filings should be addressed is Curtis W. Euler, Senior Attorney II, Buncombe County, 200 College Street, STE 100, Asheville, NC 28801.

5. Pursuant to Commission Rule R1-39, City and County agree to electronic service of all pleadings and other filings in this matter.

6. The City, County and many of their citizens are customers of Duke Energy Progress, LLC and are strong proponents of renewables-based generation and energy efficiency. The community's interest and commitment to this subject is evidenced by the numerous renewable energy related resolutions passed by the governing bodies of the City and the County over the past several years. Most recently, the City adopted Resolution No. 18-79 on October 23, 2018, establishing a 100% renewable energy goal for municipal operations to be achieved by December 31, 2030 and supporting the County's community-wide 100% renewable energy goal, established by Resolution No. 17-12-06, adopted on December 5, 2017, which called for the creation of a "road map" to transition County operations to 100% renewable energy by December 31, 2030 and transition all of Buncombe County to 100% renewable energy by December 31, 2042.

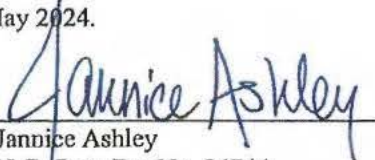
7. The City of Asheville and Buncombe County have an interest in the subject matter of this proceeding. The 2024 Carbon Plan and Integrated Resource Plans ("CPIRP") for Duke Energy. The CPIRP will have significant implications for the City and County's ability to achieve the ambitious renewable energy goals set at the direction of their citizens. Duke Energy Progress is an essential partner in the achievements of these important municipal and county goals and the 2024 CPIRP represents a pivotal moment to align our renewable energy efforts. As a result, the City and County have a clear, direct and

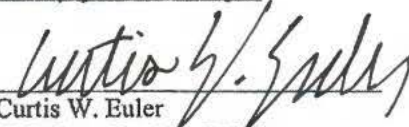
substantial interest in the matters to be addressed by the Commission, and no other party can adequately represent the City and County's interests. City and County participation in this docket will bring critical municipal government perspective, insight, knowledge, and understanding to the proceeding.

8. Intervention will give the City and County and opportunity to comment on the CPIRP in a more impactful way and to better advocate for renewable energy and promote the success of the existing partnership efforts with Duke Energy to achieve our mutual renewal energy goals.

**THEREFORE**, for the reasons set forth above, the City of Asheville and the County of Buncombe pray that they be allowed to intervene in this matter.

Respectfully submitted, this the 28<sup>th</sup> day of May 2024.

  
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Jannice Ashley  
N.C. State Bar No. 34744  
Senior Assistant City Attorney  
City of Asheville  
70 Court Plaza  
Asheville, NC 28801  
(828) 989-9625 (Mobile)  
[jashley@ashevillenc.gov](mailto:jashley@ashevillenc.gov)

  
\_\_\_\_\_  
Curtis W. Euler  
N.C. State Bar No. 22043  
Senior Attorney II  
Buncombe County  
200 College Street, STE 100  
Asheville, NC 28801  
(828) 250-4177  
[curt.euler@buncombecounty.org](mailto:curt.euler@buncombecounty.org)

VERIFICATION

Jannice Ashley, being duly sworn, deposes and says that she is an attorney for the City of Asheville; that she has read the foregoing Petition to Intervene and that the same is true of her personal knowledge, except as to any matters and things therein stated on information and belief, and as to those, she believes them to be true; and that she is authorized to sign this verification on behalf of the City of Asheville.

This the 28<sup>th</sup> day of May 2024.

Jannice Ashley  
Jannice Ashley

NORTH CAROLINA  
BUNCOMBE COUNTY

Sworn to and subscribed before me,

this the 28<sup>th</sup> day of May 2024.

[Signature]  
Notary Public

[AFFIX SEAL OF NOTARY]

Michelle F. Smith  
NOTARY PUBLIC  
Buncombe County  
North Carolina  
My Commission Expires 2-18-2027

Michelle F. Smith  
Printed Name of Notary Public  
My Commission Expires: 2-18-27

**VERIFICATION**

Curtis W. Euler, being duly sworn, deposes and says that he is an attorney for Buncombe County; 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 the City of Asheville.

This the 28<sup>th</sup> day of May 2024.

Curtis W. Euler  
Curt Euler

NORTH CAROLINA  
BUNCOMBE COUNTY

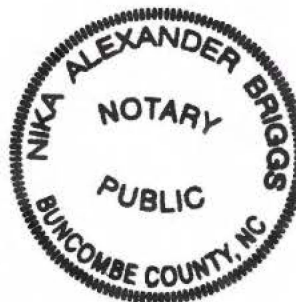
Sworn to and subscribed before me,

this the 28<sup>th</sup> day of May 2024.

[AFFIX SEAL OF NOTARY]

Nika Alexander Briggs  
Notary Public

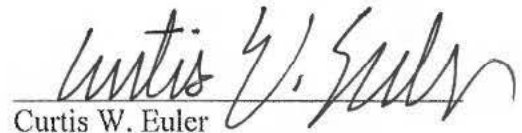
Nika Alexander Briggs  
Printed Name of Notary Public  
My Commission Expires: 8/2/2025



CERTIFICATE OF SERVICE

I hereby certify that all persons on the docket service list have been served true and accurate copies of the foregoing Petition to Intervene by hand delivery, first class mail deposited in the U.S. mail, postage pre-paid, or by email transmission with the party's consent.

This the 28<sup>TH</sup> day of May 2024.



Curtis W. Euler  
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Senior Attorney II  
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