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OFFICIAL COPY

JUN 18 2024

June 11, 2024

Via Electronic Filing

Ms. A. Shonta Dunston
Chief Clerk
North Carolina Utilities Commission
Dobbs Building
430 North Salisbury Street
Raleigh, NC 27603-5918

*RE: Motion for Admission to Practice Pro Hac Vice Before the North Carolina Utilities Commission
(Docket Nos. E-2, Sub 1318; and EC-67, Sub 55)*

Dear Ms. Dunston:

In compliance with the North Carolina State Bar requirements, please find enclosed for filing in the above-referenced dockets a *Motion for Admission to Practice Pro Hac Vice Before the North Carolina Utilities Commission*, filed on behalf of Christina Andreen Tidwell.

Also, enclosed please find a check in the amount of \$225 for payment of the fees pursuant to § 84-4.1(7).

Please do not hesitate to contact our office should you have any questions. Thank you for your kind assistance with this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Neal', written in a cursive style.

David L. Neal
Senior Attorney

STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55

In the Matter of:)	
Joint Application of Duke Energy)	
Progress, LLC and North Carolina)	
Electric Membership Corporation for a)	MOTION FOR LIMITED
Certificate of Public Convenience and)	ADMISSION TO PRACTICE
Necessity to Construct a 1,360 MW)	PRO HAC VICE BEFORE THE
Natural Gas-Fueled Combined Cycle)	NORTH CAROLINA
Electric Generating Facility in Person)	UTILITIES COMMISSION
County, North Carolina)	
_____)	
)	

Pursuant to North Carolina General Statutes (N.C.G.S.) § 84-4.1 and Rule R1-22 of the North Carolina Utility Commission's (the "Commission") Rules of Practice and Procedure, David L. Neal, a licensed attorney with the Southern Environmental Law Center, hereby respectfully moves and requests that the Commission enter an order admitting Christina Andreen Tidwell, also an attorney with the Southern Environmental Law Center, to practice *pro hac vice* before the Commission for the purpose of appearing on behalf of the Southern Alliance for Clean Energy ("SACE"), Natural Resources Defense Council ("NRDC") and the Sierra Club, (collectively "Petitioners"), in the above-captioned proceeding. In support of this Motion, movant alleges and shows the Commission as follows:

1. The above-captioned matters is a regulatory proceeding before the Commission, governed by North Carolina public utility law.

2. SACE is a regional nonprofit organization whose mission is to promote responsible energy choices to address the impacts of global climate change and ensure clean, safe, and healthy communities throughout the Southeast. SACE and its members, including members in North Carolina who receive electricity service from Duke Energy Progress (DEP) and other utilities regulated by the Commission, are interested in promoting greater reliance on clean energy resources to meet the Southeast's energy needs. SACE works directly with diverse stakeholders and industries on energy issues affecting the region, and actively participates in utility-sponsored energy efficiency and demand-side management stakeholder collaborative meetings. SACE also promotes clean energy solutions such as energy efficiency, solar energy and wind energy through education and outreach to improve public health, the environment and the economy. SACE has its principal office in Tennessee, with a mailing address of Post Office Box 1842, Knoxville, TN 37901, and has offices in North Carolina, South Carolina, Florida, and Georgia.

3. NRDC is a national environmental organization with over 30 years' experience working on state energy policy, including advocacy before public utilities commissions. NRDC, and its members in North Carolina who receive electricity service from DEP and other utilities regulated by the Commission, have a strong interest in ensuring that North Carolina adopts environmentally sound and sustainable energy policies. NRDC works to promote renewable energy and to advocate for the passage and implementation of clean energy standards and other policies. NRDC works to promote energy efficiency through research, diverse

partnerships, and policy advocacy to create dramatic energy savings for utility customers. Likewise, NRDC encourages states to fully account for efficient potential when they forecast whether they need new power plants or transmission lines in order to avoid costly infrastructure and lower customers' bills. NRDC has headquarters at 40 West 20th Street, 11th floor, New York, New York 10011 and has an office in Asheville, North Carolina.

4. The Sierra Club is a national environmental organization whose mission is to explore, enjoy, and protect the wild places of the earth; to practice and promote the responsible use of the earth's ecosystems and resources; to educate and enlist humanity to protect and restore the quality of the natural and human environment; and to use all lawful means to carry out these objectives. In furtherance of this mission, the Sierra Club works to accelerate the transition from dirty fuels like coal and gas to clean energy solutions like solar, wind and energy efficiency, and advocates for state and federal policies and industry action to achieve this transition. The Sierra Club has a long history of working to reduce air pollution from coal-fired power plants and to promote clean energy sources in North Carolina, and its members include customers of DEP and other regulated utilities. The address of the Sierra Club's principal office in North Carolina is 19 West Hargett Street, Suite 210, Raleigh, NC 27601.

5. Christina Andreen Tidwell, who is an attorney with the Southern Environmental Law Center's Birmingham, Alabama office, is an attorney in good standing, licensed to practice law in the State of Alabama, since 2013. She will appear on behalf of Petitioners in the above-captioned proceeding and will

continue to represent Petitioners for the duration of the proceeding unless permitted to withdraw sooner by order of the Commission.

6. Ms. Tidwell's full name, address and bar identification number are:

Christina Andreen Tidwell
Southern Environmental Law Center
2829 2nd Avenue S, Suite 282
Birmingham, Alabama 35233
Telephone: (205) 745-3060
Fax: (205) 745-3064
ctidwell@selcal.org
ASB-9696-D10R

7. Ms. Tidwell acknowledges that she will be subject to orders, disciplinary action, and civil jurisdiction of the Commission, General Court of Justice and the North Carolina State Bar in all respects as if she were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

8. The Bar of Alabama, in which Ms. Tidwell is regularly admitted to practice, grants permission to members of the Bar of North Carolina in good standing to practice *pro hac vice* under circumstances similar to those authorized by N.C.G.S. § 84-4.1.

9. Ms. Tidwell is associated for the purposes of appearing before the Commission with David L. Neal, an attorney with the Southern Environmental Law Center and a resident of North Carolina who is duly and legally permitted to practice in the General Court of Justice of North Carolina, upon whom service may be had in all matters connected with the legal proceedings, or any disciplinary matter, with the same effect as if personally made on Christina A. Tidwell.

10. Ms. Tidwell has not been disciplined by any court or lawyer regulatory organization, nor has she had *pro hac vice* privileges revoked.

11. The Statements required by N.C.G.S. § 84-4.1 are attached to this motion.

12. Upon issuance of an order granting this motion, the *Pro Hac Vice* Admission Registration Statement and the required attachments will be sent to the North Carolina State Bar.

13. In accordance with N.C.G.S. § 84-4.1, a check in the amount of two-hundred twenty-five dollars (\$225) accompanies this Motion for the remittance of two-hundred dollars (\$200) to the State Treasurer for support of the General Court of Justice and twenty-five dollars (\$25) to the North Carolina State Bar to regulate the practice of out-of-state attorneys.

WHEREFORE, movant respectfully requests that this Motion be granted, and that Christina Andreen Tidwell be allowed to appear before the Commission in these matters.

Respectfully submitted this the 11th day of June, 2024.

/s/ David L. Neal
David L. Neal
NC Bar No. 27992
dneal@selcnc.org
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
Telephone: (919) 967-1450
Fax: (919) 929-9421

/s/ Christina Andreen Tidwell
Christina Andreen Tidwell
AL Bar No. ASB-9696-D10R
ctidwell@selcal.org
Southern Environmental Law Center
2829 2nd Avenue S, Suite 282
Birmingham, Alabama 35233
Telephone: (205) 745-3060
Fax: (205) 745-3064

*Attorneys for Southern Alliance for Clean
Energy, Natural Resources Defense Council,
and Sierra Club*

STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55

In the Matter of:)
Joint Application of Duke Energy)
Progress, LLC and North Carolina)
Electric Membership Corporation for a)
Certificate of Public Convenience and)
Necessity to Construct a 1,360 MW)
Natural Gas-Fueled Combined Cycle)
Electric Generating Facility in Person)
County, North Carolina)
_____)
)

**STATEMENT REQUIRED BY
N.C. GEN. STAT. § 84-4.1**

STATEMENT
(N.C.G.S. § 84-4.1(6))

I, Christina A. Tidwell, hereby state that:

1. I am an attorney at law regularly admitted to practice and in good standing in the State of Alabama.
2. I am counsel for the Southern Alliance for Clean Energy ("SACE"), Natural Resources Defense Council ("NRDC") and the Sierra Club and desire to represent SACE, NRDC, and the Sierra Club in the above-captioned proceeding, which is currently pending before the North Carolina Utilities Commission (the "Commission").

3. My full name, address and bar identification number are:

Christina Andreen Tidwell
Southern Environmental Law Center
2829 2nd Avenue S, Suite 282
Birmingham, Alabama 35233
Telephone: (205) 745-3060
Fax: (205) 745-3064
ctidwell@selcal.org
ASB-9696-D10R

4. Unless permitted to withdraw sooner by the Commission, I will continue to represent SACE, NRDC, and the Sierra Club in the above-captioned proceeding until the final determination thereof.

5. I agree, with reference to all matters incident to Commission proceedings, to be subject to the orders and amenable to the disciplinary action and the civil jurisdiction of the Commission, the General Court of Justice, and the North Carolina State Bar in all respects as if I were a regularly admitted and licensed member of the Bar of North Carolina in good standing.

6. The State of Alabama, in which I am regularly admitted to practice, grants similar privileges to appear on a limited basis in judicial and regulatory proceedings being conducted in that jurisdiction to members of the Bar of North Carolina.

7. I have associated, for purposes of appearing and practicing in Commission proceedings, with David L. Neal, 601 West Rosemary Street, Suite 220 Chapel Hill, North Carolina 27516, an attorney who is a resident of the State of North Carolina and who is duly and legally permitted to practice in the General Court of Justice in North Carolina, upon whom service may be had in all matters

connected with the above-captioned proceeding or any disciplinary matter, with the same effect as if personally made on me within this State.

8. I have not been disciplined by any court or lawyer regulatory organization and have not had a revocation of any *pro hac vice* admission. My entire disciplinary history includes no public discipline by any court or lawyer regulatory organization nor any revocation of any *pro hac vice* admission since my original licensure in Alabama or any other state. I certify that this statement is an accurate disclosure of my disciplinary record.

/s/ Christina Andreen Tidwell
Christina Andreen Tidwell
ASB-9696-D10R

STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55

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)
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In the Matter of:)
Joint Application of Duke Energy)
Progress, LLC and North Carolina)
Electric Membership Corporation for a)
Certificate of Public Convenience and)
Necessity to Construct a 1,360 MW)
Natural Gas-Fueled Combined Cycle)
Electric Generating Facility in Person)
County, North Carolina)
_____)

**STATEMENT REQUIRED BY
N.C. GEN. STAT. § 84-4.1(2)**

CLIENT STATEMENT
(N.C.G.S. § 84-4.1(2))

I, Luis Martinez, hereby certify that I am a Senior Attorney and the Southeast Regional Director, Climate and Energy, of the Natural Resources Defense Council ("NRDC"), 154 Lakeshore Drive, Asheville, NC 28804, and that NRDC has requested that Christina Tidwell represent it in the above-captioned proceedings before the North Carolina Utilities Commission.

This the 21st day of May, 2024.



Luis Martinez
Senior Attorney and Southeast Regional
Director, Climate and Energy
Natural Resources Defense Council
154 Lakeshore Drive
Asheville, NC 28804
lmartinez@nrdc.org
828.278.9077

STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55


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In the Matter of:)
Joint Application of Duke Energy)
Progress, LLC and North Carolina)
Electric Membership Corporation for a)
Certificate of Public Convenience and)
Necessity to Construct a 1,360 MW)
Natural Gas-Fueled Combined Cycle)
Electric Generating Facility in Person)
County, North Carolina)
_____)

**STATEMENT REQUIRED BY
N.C. GEN. STAT. § 84-4.1(2)**

CLIENT STATEMENT
(N.C.G.S. § 84-4.1(2))

I, Maggie Shober, hereby certify that I am the Research Director of the Southern Alliance for Clean Energy ("SACE"), Post Office Box 1842, Knoxville, TN 37901, and that SACE has requested that Christina Tidwell represent it in the above-captioned proceedings before the North Carolina Utilities Commission.

This the 22 day of May, 2024.



Maggie Shober
Research Director
Southern Alliance for Clean Energy
Post Office Box 1842
Knoxville, TN 37901
maggie@cleanenergy.org
615-364-5527

STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55

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In the Matter of:)
Joint Application of Duke Energy)
Progress, LLC and North Carolina)
Electric Membership Corporation for a)
Certificate of Public Convenience and)
Necessity to Construct a 1,360 MW)
Natural Gas-Fueled Combined Cycle)
Electric Generating Facility in Person)
County, North Carolina)
_____)

**STATEMENT REQUIRED BY
N.C. GEN. STAT. § 84-4.1(2)**

CLIENT STATEMENT
(N.C.G.S. § 84-4.1(2))

I, Dori Jaffe, hereby certify that I am a Managing Attorney for the Sierra Club, 50 F Street, NW, Eighth Floor, Washington, DC 20001, and that the Sierra Club has requested that Christina Tidwell represent it in the above-captioned proceedings before the North Carolina Utilities Commission.

This the 20th day of May, 2024.



Dori Jaffe
Managing Attorney
Sierra Club
50 F Street, NW, Eighth Floor
Washington, DC 20001
dori.jaffe@sierraclub.org

VERIFICATION

I, Christina A. Tidwell, verify that the contents of the foregoing Motion for Limited Admission to Practice Pursuant to N.C. Gen. Stat. § 84-4.1 are true to the best of my knowledge, except as to those matters stated on information and belief, and as to those matters, I believe them to be true. I am authorized to sign this verification on behalf of Southern Alliance for Clean Energy, Natural Resources Defense Council, and the Sierra Club.

Christina A Tidwell
Christina A. Tidwell

Date: 05-28-2024

Jefferson County, Alabama
Sworn to and subscribed before me this day by Christina A. Tidwell

This the 28 day of May, 2024

Alyssa Leigh Prater
Alyssa Prater, Notary Public

My commission expires: 9-15-2026

Alyssa Leigh Prater
Notary Public
Alabama State at Large
My Commission Expires 9-15-2026

VERIFICATION

I, David L. Neal, verify that the contents of the foregoing Motion for Limited Admission to Practice Pursuant to N.C. Gen. Stat. § 84-4.1 are true to the best of my knowledge, except as to those matters stated on information and belief, and as to those matters, I believe them to be true. I am authorized to sign this verification on behalf of Southern Alliance for Clean Energy, Natural Resources Defense Council, and the Sierra Club.

David L. Neal

David L. Neal

Date: 6/7/2024

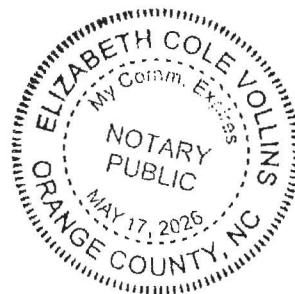
Orange County, North Carolina

Sworn to and subscribed before me this day by David L. Neal

This the 7TH day of June, 2024

Elizabeth Cole Vollins
Elizabeth Cole Vollins, Notary Public

My commission expires: May 17, 2026



STATE OF NORTH CAROLINA
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1318
DOCKET NO. EC-67, SUB 55

In the Matter of:)	
Joint Application of Duke Energy)	
Progress, LLC and North Carolina)	ORDER GRANTING MOTION
Electric Membership Corporation for a)	FOR ADMISSION PRO HAC
Certificate of Public Convenience and)	VICE
Necessity to Construct a 1,360 MW)	
Natural Gas-Fueled Combined Cycle)	
Electric Generating Facility in Person)	
County, North Carolina)	
_____)	

BY THE CHAIRMAN: On June 11, 2024, Christina A. Tidwell, an attorney admitted to practice in the State of Alabama, filed a motion with the Commission seeking authority to appear pro hac vice on behalf of the Southern Alliance for Clean Energy, Natural Resources Defense Council, and the Sierra Club in the above-captioned dockets. Ms. Tidwell is associated with David L. Neal, Counsel for the Southern Alliance for Clean Energy, Natural Resources Defense Council, and the Sierra Club, an attorney in good standing in the State of North Carolina, for the purpose of this limited representation.

The Chairman is of the opinion that good cause exists to grant the motion for admission pro hac vice.

IT IS, THEREFORE, ORDERED as follows:

1. That Ms. Tidwell’s motion for admission pro hac vice in this proceeding shall be, and is hereby, allowed; and

2. That Ms. Tidwell's name and address are:

Christina Andreen Tidwell
Southern Environmental Law Center
2829 2nd Avenue S, Suite 282
Birmingham, Alabama 35233
Telephone: (205) 745-3060
Fax: (205) 745-3064
ctidwell@selcal.org
ASB-9696-D10R

ISSUED BY ORDER OF THE COMMISSION.

This the __ day of _____, 2024.

NORTH CAROLINA UTILITIES COMMISSION

CERTIFICATE OF SERVICE

I hereby certify that a copy of *Motion for Admission to Practice Pro Hac Vice Before the North Carolina Utilities Commission*, as filed in the following Dockets: E-2, Sub 1318; and EC-67, Sub 55, was served via electronic delivery or mailed, first-class, postage prepaid, upon all parties of record.

This the 11th day of June, 2024.

/s/ David L. Neal

David L. Neal
NC Bar No. 27992
dneal@selcnc.org
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
Telephone: (919) 967-1450
Fax: (919) 929-9421

*Attorney for Southern Alliance for Clean
Energy, Natural Resources Defense Council,
and Sierra Club*