



**NCSEA**

**North Carolina Sustainable Energy Association  
Education - Public Policy - Economic Development**

P.O. Box 6465  
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**FILED**  
**JUL 22 2010**  
Clerk's Office  
N.C. Utilities Commission

July 22, 2010

Ms. Renné Vance  
Chief Clerk  
North Carolina Utilities Commission  
4325 Mail Service Center  
Raleigh, NC 27699

RE: Docket No. E-100, Sub 127

Enclosed please find the original and thirty (30) copies of the North Carolina Sustainable Energy Association's Motion to Intervene in the above referenced docket. All parties of record have been served.

Thank you for your attention to this matter.

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Very truly yours,

Kurt Olson, Esq.  
Counsel for NCSEA  
State Bar # 22657  
1111 Haynes Street, Suite 109  
PO Box 6465  
Raleigh, NC 27628

**BEFORE THE STATE OF NORTH CAROLINA UTILITIES COMMISSION  
RALEIGH, NORTH CAROLINA**

**DOCKET NO. E-100, SUB 127**

**In the Matter of )  
Biennial Determination of Avoided Cost )  
Rates for Electric Utility Purchases from )  
Qualifying Facilities – 2010 )  
)**

**MOTION  
(Rules R1-7, R1-19)**

**FILED**  
**JUL 22 2010**  
Clerk's Office  
N.C. Utilities Commission

**MOTION TO INTERVENE**

Pursuant to Rules R1-7 and R1-19 of the Rules and Regulations of the North Carolina Utilities Commission ("Commission"), the North Carolina Sustainable Energy Association ("NCSEA") hereby moves to intervene in the above-referenced docket, Docket E-100, Sub 127. In support of this Motion, NCSEA states as follows:

1. NCSEA is a not-for-profit association formed under the laws of North Carolina, with individual members and member businesses across the state. NCSEA seeks to advance a sustainable future in North Carolina by promoting the adoption and use of renewable energy and energy efficiency in the State. NCSEA works towards these goals through education, public policy, economic development, and participation in related matters before the Commission.

2. NCSEA's members include individuals who are concerned with the multitude of land use, environmental, and sustainability issues facing humanity as well as businesses directly involved in the sustainable production and use of energy. NCSEA's members include generators of renewable energy, manufacturers of products and equipment used to produce renewable energy, and entities that design, manufacture, and market energy efficiency measures and related equipment.

3. Docket No. E-100, Sub 127 concerns the avoided cost rates at which qualifying facilities (QFs) are compensated for selling their electricity to utilities. Many of NCSEA's members are renewable energy producers whose business outlook is significantly affected by the Commission-mandated rates for QFs. The financial viability of the renewable energy industry rests in part on avoided cost rates grounded in sound public policy, and NCSEA is in a unique position to advocate on behalf of the potentially affected producers.

4. NCSEA routinely intervenes in matters before the Commission that involve renewable energy in North Carolina, including Docket No. E-100, Sub 117, the 2008 Biennial Determination of Avoided Cost Rates. NCSEA's participation provides the *valuable perspective of renewable energy producers and knowledge of how avoided cost rates shape the economic environment for renewable energy.*

5. Counsel for NCSEA to whom all correspondence should be addressed is as follows:

Kurt J. Olson, Esq.  
Legal Counsel  
North Carolina Sustainable  
Energy Association  
P.O. Box 6465  
Raleigh, NC 27628  
919.832.2601 ext. 110  
919.832.6967 (fax)  
kurt@energync.org

6. Pursuant to Rule 1-39, NCSEA agrees to electronic service of all pleadings and other papers.

WHEREFORE, NCSEA prays that it will be allowed to intervene in this matter.

Respectfully submitted, the 22nd day of July, 2010.

  
Kurt J. Olson, Esq.  
Legal Counsel  
North Carolina Sustainable  
Energy Association  
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**CERTIFICATE OF SERVICE**

I hereby certify that all persons on the docket service list have been served true and accurate copies of the foregoing pleading or document and any attached exhibits 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 22nd day of July, 2010

A handwritten signature in black ink, appearing to read "Kurt J. Olson", is written over a horizontal line.

Kurt J. Olson  
Bar No. 22657  
Staff Counsel, NCSEA  
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