

DOCKET NO. E-100, SUB 37A

In the Matter of  
Establishment of a North Carolina Advanced ) ORDER GRANTING REQUEST FOR  
Energy Corporation ) AMENDMENT OF ARTICLES OF  
 ) INCORPORATION

**“Legislative Director:** One Director shall be appointed by a majority vote of the Board of Directors of the Corporation. Such director will be appointed for an initial term of three years and will serve until his or her death, resignation, retirement, removal, or until his or her successor is selected by the Board of Directors of the Corporation. The Board of Directors of the Corporation, by a vote of the majority of the directors then serving, may remove this director at any time and in its sole discretion, either with or without cause, and appoint a successor, or in the discretion of the Board, leave the seat vacant. The director appointed by the Board will be first nominated to the Board by the Corporation’s Executive Committee, if the committee is then serving.”

WHEREUPON, the Commission finds good cause to (i) approve the amendment to Article 5, Section 9 of the NCAEC Articles of Incorporation as set forth above; and (ii) approve the attached Amended and Restated Articles of Incorporation of the Company for the purposes of incorporating into one document the Company's original Articles of Incorporation and all previously approved amendments thereto.

This the 16<sup>th</sup> day of April, 2008.

Hail L. Mount

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