

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-100, SUB 37A

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

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

BY THE COMMISSION: On January 19 and February 3, 2000, Robert K. Koger, President of the North Carolina Advanced Energy Corporation (NCAEC) filed memoranda requesting approval to amend the Articles of Incorporation of NCAEC.

The memoranda state that "In order to better advance the Corporate Purposes of Advanced Energy and to allow Advanced Energy to promote and support research and advancements relating to the production and use of energy and discovery of alternative sources of energy, the Board recommends and respectfully requests that the Commission approve the amendments to the Articles of Incorporation" of NCAEC. The Board of Directors of NCAEC recommended that the first sentence of the last paragraph of Article 5, Section 9 of the Restated Articles of Incorporation of NCAEC be deleted and restated in its entirety as follows:

The Board of Directors may invest funds of the Corporation in investment media including, but not limited to: interest bearing federally insured bank accounts or certificates of deposit, direct obligations of the United States government or obligations guaranteed by either the government of the United States or any of its agencies or by the State of North Carolina or any of its agencies or subdivisions and other investments as directed by the Board of Directors.

The Board also recommended that the second sentence of the second paragraph of Article 5, Section 9 of the Restated Articles of Incorporation is deleted and restated in its entirety as follows:

Moreover, without approval of the Board of Directors of the Corporation, no employee of the Corporation shall hold any other full-time employment of any type nor shall any such employee have any part-time employment or financial interest in any concern or venture which is engaged in doing business with any electric utility supplier, this Corporation, or any party or entity contracting with this Corporation.

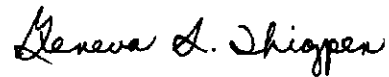
The Commissioners, as members of the NCAEC, find good cause to amend the Articles of Incorporation.

IT IS, THEREFORE, ORDERED that the Commission approves the above amendments to the Articles of Incorporation of NCAEC.

ISSUED BY ORDER OF THE COMMISSION.

This the 8th day of February, 2000.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, reading "Geneva S. Thigpen". The signature is written in a cursive style with a large initial 'G'.

Geneva S. Thigpen, Chief Clerk