

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. EMP-102, SUB 1

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Pitt Solar, LLC, for)
a Certificate of Public Convenience and) ORDER REQUIRING PROPOSED
Necessity to Construct a 150-MW Solar) ORDERS
Facility in Pitt County, North Carolina)

BY THE PRESIDING COMMISSIONER: On August 10, 2020, Pitt Solar, LLC (Applicant) filed an application pursuant to N.C. Gen. Stat. § 62-110.1 and Commission Rule R8-63 for a certificate of public convenience and necessity (CPCN) to construct a solar photovoltaic (PV) electric generating facility with a capacity of up to 150 MW to be located in Pitt County, North Carolina and to be operated as a merchant generating facility (the Facility). The Facility will interconnect with Dominion Energy North Carolina (DENC), giving it access to the PJM Regional Transmission Organization. 80 MW of the Facility is in the PJM Facility Study for the AC1 Queue (Phase 1). The additional 70 MW of the Facility is in the AF2 Queue (Phase 2).

On September 14, 2021, the Commission issued an Order Requiring Amendment of the Application and Revising Procedural Schedule (September 14 Order). In the September 14 Order, the Commission concluded that there was sufficient information in the record to consider and render a decision as to Phase 1 of the proposed Facility and noted that the Applicant appears willing to proceed with the Phase 1 portion of the Facility while necessary studies continue on the Phase 2 portion if the Commission should issue a CPCN for just the Phase 1 portion. The Commission ordered the Applicant to amend its application to reflect a two-stage process for the Commission to consider the two different portions of the proposed Facility and to provide for a separate Sub number within the EMP-102 docket for consideration of the Phase 2 portion. The Commission established a short procedural schedule in which: (1) the Applicant would file its amended application; (2) the Public Staff would file supplemental testimony on the limited questions of the Public Staff's views on whether the proceeding should be bifurcated, any issues such bifurcation raises with the Public Staff, and whether bifurcation changes the Public Staff's analysis or recommendations as to either portion of the proposed Facility; and (3) the Applicant would file reply testimony, if any.

On September 28, 2021, the Applicant filed its amended application.

On October 19, 2021, the Public Staff filed the Second Supplemental Testimony of witness Dustin Metz.

On October 25, 2021, the Applicant filed the Reply Testimony of witness Linda Nwadike.

On October 26, 2021, the Applicant filed a Motion to Amend Reply Testimony to correct an error in witness Nwadike's Reply Testimony.

Considering the foregoing, the Commission finds good cause to accept the amended reply testimony of witness Nwadike.

Considering the foregoing and ongoing developments in the relevant PJM queue, the Commission finds good cause to require that the parties to this proceeding file proposed orders or briefs. Should the parties want to provide any supplemental testimony updating the Commission on any further studies or other relevant information, the parties should notify the Commission, and the Commission will set an expedited schedule for such supplementation of the record. Otherwise, the parties shall file proposed orders or briefs on or before thirty days from the issuance of this Order.

ISSUED BY ORDER OF THE COMMISSION.

This the 1st day of November, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Tamika D. Conyers". The signature is written in a cursive, flowing style.

Tamika D. Conyers, Deputy Clerk