

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-100, SUB 179

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

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|---|-----------------------|
| In the Matter of | |
| Duke Energy Progress, LLC, and Duke |) |
| Energy Carolinas, LLC, 2022 Biennial |) |
| Integrated Resource Plans and Carbon Plan |) |
| | PETITION TO INTERVENE |

NOW COMES Broad River Energy, LLC (“Broad River” or “Petitioner”), by and through the undersigned counsel, and pursuant to Commission Rules R1-5, R1-7, and R1-19, and petitions the Commission for leave to intervene in above-captioned proceeding. In support of this petition, Broad River states the following:

1. Petitioner’s name, mailing address, and email address are as follows:

Broad River Energy LLC.
c/o Samuel M. Warfield
1700 City Plaza Drive, Suite 400
Spring, Texas 77389
swarfield@arroyoenergygroup.com

2. The name, address, and email of Petitioner’s attorney are as follows:

Patrick Buffkin
Buffkin Law Office
3520 Apache Dr.
Raleigh, NC 27609
pbuffkin@gmail.com

3. Broad River operates an 860-MW simple-cycle gas-fired electric generation facility in Gaffney, South Carolina, the output of which is sold under an existing purchase power agreement with Duke Energy Progress, LLC (“DEP”). This facility is a significant supply resource for available energy and capacity that helps to meet electric power demand in North Carolina,

including providing critical reliability support to DEP's system and firm supply of low-emissions electric power during peak demand periods.

4. Broad River has a direct and substantial interest in this proceeding because the issues under consideration in this proceeding may affect how this facility will be utilized as part of available generation resources to meet demand for electric power in North Carolina and may impact Broad River's decisions related to future plans and investments in this facility.

5. Broad River's participation in this docket may bring critical insight, knowledge, and understanding to this proceeding, and no other party can adequately represent Broad River's interests in this proceeding.

6. Pursuant to Commission Rule R1-39, Broad River consents to and requests that service of all notices, filings, communications, and other documents be made by electronic mail upon the undersigned counsel.

WHEREFORE, for the foregoing reasons, Broad River respectfully requests that the Commission grant Petitioner's request that it be permitted to intervene and participate fully as a party to this proceeding.

Respectfully submitted this 7th day of April, 2022.

/s/ Patrick Buffkin

Patrick Buffkin
NC Bar No. 44264
Buffkin Law Office
3520 Apache Dr.
Raleigh, NC 27609
pbuffkin@gmail.com

VERIFICATION

STATE OF TEXAS

COUNTY OF Harris

VERIFICATION

I, Samuel M. Warfield, being first duly sworn, depose and say that I am the Vice President of Broad River Energy, LLC, the Petitioner herein, and do hereby declare that I am duly authorized to act on behalf of the Petitioner, that I have read the foregoing Petition to Intervene and that the contents of this Petition to Intervene is true and accurate to my personal knowledge and belief.

This 7th day of April, 2022.



Samuel M. Warfield
Vice President
Broad River Energy, LLC

Sworn to and subscribed before me this 7th day of April, 2022.

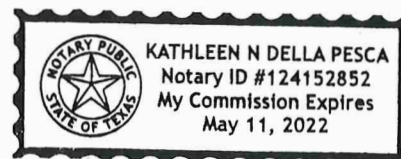


Notary Public (signature)

(Notary Seal)

Kathleen N. Della Pesca

Notary Public (printed)



My commission expires May 11, 2022.

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Petition to Intervene has been duly served upon all persons on the docket service list by United States Postal Service or by electronic mail with the party's consent.

This the 7th day of April, 2022.

BUFFKIN LAW OFFICE

BY: /s/ Patrick Buffkin

Attorney for Broad River Energy, LLC

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Apr 07 2022