

August 14, 2017

VIA ELECTRONIC FILING

Ms. M. Lynn Jarvis, Chief Clerk
North Carolina Utilities Commission
Dobbs Building
430 North Salisbury Street
Raleigh, North Carolina 27603-5918

**Re: In the Matter of Fresh Air II, LLC v. Duke Energy Carolinas, LLC
Docket No. E-7, Sub 1148**

Dear Ms. Jarvis:

Enclosed for filing on behalf of Fresh Air, II, LLC in the above- referenced proceeding is the Reply and Request for a Public Hearing.

Please do not hesitate to contact me should you have any questions. Thank you for your assistance with this matter.

Sincerely,

Smith Moore Leatherwood LLP

/s/Karen M. Kemerait

DOCKET NO. E-7, SUB 1148

In the matter of: to Fresh Air II, LLC v. Duke Energy Carolinas, LLC

- () The relief offered in the Answer filed by DEC is acceptable to you as Complainant, and you do not desire a public hearing in this proceeding.
- ☒ The Answer filed by DEC is not satisfactory to you as Complainant, and you hereby request a public hearing at which time you will present evidence in support of the complaint.
- () Although the Answer filed by DEC is not completely satisfactory to you as Complainant, you do not request a hearing at this time. You do request that the Commission keep this docket open for at least six (6) months so that the matters complained of can be monitored by the Complainant, the Commission, and the Public Staff.
- () The Answer filed by DEC is not satisfactory to you as Complainant and you request the following additional information subject to Commission review as to the reasonableness of you request. (Detail)



Signature of Complainant

THIS REPLY SHOULD BE RETURNED TO:

Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4325

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Fresh Air Energy II, LLC's Reply and Request for a Public Hearing as filed in Docket No. E-7, Sub 1148, was served via electronic delivery or mailed, first-class, postage prepaid, to the parties of record as follow:

Timothy R. Dodge
Public Staff – NC Utilities Commission
4326 Mail Service Center
Raleigh NC 27699
tim.dodge@psncuc.nc.gov

Heather Smith
Duke Energy Carolinas, LLC
526 South Church Street
Charlotte NC 28202
heather.smith@duke-energy.com

E. Brett Breitschwerdt
McGuireWoods LLP
434 Fayetteville Street, Suite
2600 Raleigh, North Carolina 27601
bbreitschwerdt@mcguirewoods.com

Molly McIntosh
Troutman Sanders LLP
301 South College Street, suite 3400
Charlotte NC 28202
molly.mcintosh@troutmansanders.com

B. Lawrence Somers
Deputy General Counsel
Duke Energy Corporation
PO Box 1551/NCRH20
Raleigh NC 27602
Bo.somers@duke-energy.com

Kendrick C. Fentress
Asst. General Counsel
Duke Energy Corporation
PO Box 1551/PEB 20
Raleigh NC 27602
Kendrick.fentress@duke-energy.com

Robert W. Kaylor
Law Office of Robert W. Kaylor
353 Six Forks Road, Suite 260
Raleigh NC 27609
bkaylor@rwkaylorlaw.com

This, the 14th day of August, 2017.

Attorney for Fresh Air Energy II, LLC

/S/ Karen Kemerait