

DOCKET NO. E-100, SUB 127

FILED

FEB 21 2011

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

Clerk's Office  
N.C. Utilities Commission

In the Matter of

Biennial Determination of Avoided Cost )  
 Rates for Electric Utility Purchases from )  
 Qualifying Facilities - 2010 )

MOTION FOR  
 EXTENSION  
 OF TIME

NOW COMES THE PUBLIC STAFF - North Carolina Utilities Commission, by and through its Executive Director, Robert P. Gruber, and requests that the due date for intervenor comments in the above-captioned docket be extended by three business days, as discussed below. In support of this motion, the Public Staff alleges as follows:

1. By Order dated May 5, 2010, the Commission established this biennial proceeding, requiring the utilities subject to the Order to file avoided cost rates, the details of the derivation of these rates, and proposed standard form(s) of contract no later than November 1, 2010. The comments and exhibits of all other parties were made due on or before January 10, 2011, reply comments were made due on or before February 16, 2011, and proposed orders on or before March 16, 2011. These dates were subsequently extended by the Commission at the Public Staff's request to February, 22, 2010, March 30, 2011, and April 27, 2011, respectively.

2. Because of pending deadlines for pre-filed testimony in Docket Nos. E-7, Sub 819, and E-22, Sub 464, among other things, a few additional days are needed to complete the Public Staff's comments in this docket. At this point in time, the Public Staff does not believe that this will necessitate an extension for either the reply comments or the proposed orders, but commits to not opposing any requests for such extensions based upon this extension.

3. Counsel for Duke, PEC, and DNCP have been contacted about this proposed extension. Counsel for Duke and PEC have authorized the undersigned to state that they do not object to the proposed new due date. The undersigned counsel's efforts to communicate with counsel for DNCP were not successful.

WHEREFORE, the Public Staff respectfully requests that the Commission issue an order extending the due date for comments and exhibits of all parties other than the utilities to February 22, 2011.

Clerk-As  
 AG  
 Tlomm  
 Bennink  
 Watson  
 Hoover  
 Kite  
 Hilburn  
 Beasom  
 Ellison  
 Jones  
 Hodges  
 Vacant

Respectfully submitted, this the 21<sup>st</sup> day of February, 2011.

PUBLIC STAFF  
Robert P. Gruber  
Executive Director

Antoinette R. Wike  
Chief Counsel



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CERTIFICATE OF SERVICE

I do hereby certify that I have this day caused a copy of the foregoing to be served upon each of the parties of record in this proceeding or their attorneys of record by emailing them an electronic copy or by causing a paper copy of the same to be hand-delivered or deposited in the United States Mail, postage prepaid, properly addressed to each.

This the 21<sup>st</sup> day of February, 2011.



Gisele L. Rankin