

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

STAFF CONFERENCE AGENDA – MAY 16, 2022

Link to view staff conference will be posted on the commission website, ncuc.net

COMMISSION STAFF

NO AGENDA ITEMS

PUBLIC STAFF

ELECTRIC

*CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT
SOLAR FACILITIES (Saillor/D. Williamson/Luhr)*

Duke Energy Carolinas, LLC

1. Docket No. SP-37869, Sub 0 – Application of South Davidson Solar, LLC, for a certificate of public convenience and necessity to construct a 79.99-MW solar photovoltaic facility in Davidson County, North Carolina.

Duke Energy Progress, LLC

2. Docket No. SP-7468, Sub 0 – Application of Harding Solar, LLC, for an amended certificate of public convenience and necessity to construct a 3-MW solar photovoltaic facility in Greene County, North Carolina.

*CERTIFICATE OF AUTHORITY TO ENGAGE IN BUSINESS AS AN ELECTRIC
GENERATOR LESSOR (Saillor/Creech)*

Duke Energy Carolinas, LLC & Duke Energy Progress, LLC

3. Docket No. EGL-13, Sub 0 – Application of Green Bridge Partners NC, LLC, for a certificate of authority to engage in business as an electric generator lessor.

COMMUNICATIONS

INTERCONNECTION AGREEMENT AMENDMENTS (Proffitt/Coxton)

BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina (AT&T)

4. Docket No. P-55, Sub 1821 – Amendment to the interconnection agreement with North State Communications Advanced Services, LLC, approved on September 16, 2010.
5. Docket No. P-55, Sub 1826 – Amendment to the interconnection agreement with Granite Telecommunications, LLC, approved on January 25, 2011.
6. Docket No. P-55, Sub 1869 – Amendment to the interconnection agreement with South Carolina Net, Inc., approved on August 15, 2012.

The Public Staff recommends approval of the preceding agenda items as described above and reflected in proposed orders provided to the Commission Staff.

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-37869, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of South Davidson Solar, LLC, for a) ORDER ISSUING CERTIFICATE
Certificate of Public Convenience and Necessity) AND ACCEPTING
to Construct a 79.99-MW Solar Facility in) REGISTRATION OF NEW
Davidson County, North Carolina) RENEWABLE ENERGY FACILITY

BY THE COMMISSION: On March 11, 2022, South Davidson Solar, LLC (Applicant) filed an application seeking a certificate of public convenience and necessity pursuant to N.C. Gen. Stat. § 62-110.1(a) for construction of a 79.99-MW^{AC} solar photovoltaic generating facility to be located off NC Highway 109 near the town of Denton, Davidson County, North Carolina. The Applicant plans to sell the electricity generated by this facility to Duke Energy Carolinas, LLC (DEC).

Contemporaneously with the application, the Applicant filed a registration statement for a new renewable energy facility. The registration statement included certified attestations that: (1) the facility is in substantial compliance with all federal and state laws, regulations, and rules for the protection of the environment and conservation of natural resources; (2) the facility will be operated as a new renewable energy facility; (3) the Applicant will not remarket or otherwise resell any renewable energy certificates sold to an electric power supplier to comply with N.C.G.S. § 62-133.8; and (4) the Applicant will consent to the auditing of its books and records by the Public Staff insofar as those records relate to transactions with North Carolina electric power suppliers.

On March 15, 2022, the Commission issued an Order Requiring Publication of Notice.

Also on March 15, 2022, the Applicant filed a verified certificate of service stating that the application and the related public notice were provided to DEC on March 15, 2022.

On April 22, 2022, the State Clearinghouse filed comments. Because of the nature of the comments, the cover letter indicated that no further State Clearinghouse review action by the Commission was required for compliance with the North Carolina Environmental Policy Act.

On April 27, 2022, the Applicant filed an affidavit of publication from The Lexington Dispatch (Lexington, North Carolina) stating that the publication of notice was completed on April 8, 2022. No complaints have been received.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on May 16, 2022. The Public Staff stated that it had reviewed the application and determined it to be in compliance with the requirements of N.C.G.S. § 62-110.1(a) and Commission Rule R8-64. The Public Staff further stated that the registration statement contains the certified attestations required by Commission Rule R8-66(b). Therefore, the Public Staff recommended approval of the certificate and registration for the facility.

After careful consideration, the Commission finds good cause to approve the application and issue the attached certificate for the proposed solar photovoltaic generating facility. The Commission further finds good cause, based upon the foregoing and the entire record in this proceeding, to accept registration of the facility as a new renewable energy facility. The Applicant shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year and is required to participate in the NC-RETS REC tracking system (<http://www.ncrets.org>) in order to facilitate the issuance of renewable energy certificates.

IT IS, THEREFORE, ORDERED as follows:

1. That the application of South Davidson Solar, LLC, for a certificate of public convenience and necessity shall be, and is hereby, approved.
2. That Appendix A shall constitute the certificate of public convenience and necessity issued to South Davidson Solar, LLC, for the 79.99-MW_{AC} solar photovoltaic generating facility to be located off NC Highway 109 near the town of Denton, Davidson County, North Carolina.
3. That the registration statement filed by South Davidson Solar, LLC for its solar photovoltaic generating facility to be located in Davidson County, North Carolina as a new renewable energy facility shall be, and is hereby, accepted.
4. That South Davidson Solar, LLC shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year.
5. That South Davidson Solar, LLC shall renew this certificate by re-compliance with the requirements set forth in Commission Rule R8-64 if it does not begin construction within five years after the issuance of the certificate.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

APPENDIX A

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-37869, Sub 0

South Davidson Solar, LLC
3402 Pico Boulevard
Santa Monica, California 90405

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C. Gen. Stat. § 62-110.1**

for a 79.99-MW_{AC} solar photovoltaic generating facility

to be located

off NC Highway 109 near the town of Denton, Davidson County, North Carolina

subject to all orders, rules, regulations, and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-7468 SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application of Harding Solar, LLC, for a)	
Certificate of Public Convenience and)	ORDER ISSUING AMENDED
Necessity to Construct a 3-MW Solar Facility)	CERTIFICATE
in Greene County, North Carolina)	
)	

BY THE COMMISSION: On November 17, 2021, the Commission issued an order granting Harding Solar, LLC (Applicant) an amended and renewed certificate of public convenience and necessity (CPCN) pursuant to N.C. Gen. Stat. § 62-110.1 for construction of a 3-MW_{AC} solar photovoltaic generating facility to be located on the north side of Franklin Jones Road, east of the intersection with NC Highway 58, and south of the intersection with Highway 123 South, Hookerton, Greene County, North Carolina, and accepting its amended registration as a new renewable energy facility.

On March 24, 2022, the Applicant filed an amended application with a de minimis update to the facility site map. The application stated that the site map is being adjusted to reflect a new easement, and that the overall size, location, and owner of the facility remain the same as previously approved by the Commission.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on May 16, 2022. The Public Staff stated that it had reviewed the application and determined it to be in compliance with the requirements of N.C.G.S. 62-110.1(a) and Commission Rule R8-64. Therefore, the Public Staff recommended that the Commission issue an amended CPCN to the Applicant.

After careful consideration, the Commission finds good cause to approve the application and issue the attached amended certificate for the solar photovoltaic generating facility.

IT IS, THEREFORE, ORDERED as follows:

1. That the application of Harding Solar, LLC, for an amended certificate of public convenience and necessity shall be, and is hereby, approved.
2. That Appendix A shall constitute the amended certificate of public convenience and necessity issued to Harding Solar, LLC for the 3-MW_{AC} solar photovoltaic generating facility located on the north side of Franklin Jones Road, east of

the intersection with NC Highway 58, and south of the intersection with Highway 123 South, Hookerton, Greene County, North Carolina.

3. That the amended certificate of public convenience and necessity shall expire five years following the date of the issuance of the original or renewal Order if construction has not begun, unless it is revoked pursuant to Commission Rule R8-64(d)(1).

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

APPENDIX A

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-7468, SUB 0

Harding Solar, LLC
227-B Southside Drive
Charlotte, North Carolina 28217

is hereby issued this

**AMENDED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO G.S. 62-110.1**

for a 3-MW_{AC} solar photovoltaic generating facility

located

on the north side of Franklin Jones Road, east of the intersection with NC Highway 58,
and south of the intersection with Highway 123 South, Hookerton, Greene County,
North Carolina,

subject to all orders, rules, regulations and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. EGL-13, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application of Green Bridge Partners)	ORDER GRANTING CERTIFICATE
NC, LLC, for a Certificate of Authority to)	OF AUTHORITY TO ENGAGE IN
Engage in Business as an Electric)	BUSINESS AS AN ELECTRIC
Generator Lessor)	GENERATOR LESSOR

BY THE COMMISSION: On June 24, 2021, Green Bridge Partners NC, LLC (Green Bridge) filed an application for a certificate of authority to engage in business as an electric generator lessor in accordance with the provisions of N.C. Gen. Stat. § 62-126.7 and Commission Rule R8-73 (as supplemented, Application).

On July 26, 2021, the Public Staff filed the recommendation required by Commission Rule R8-73(f)(4), stating that Green Bridge's Application was incomplete and deficient according to the requirements specified in Commission Rule R8-73 and N.C.G.S. §§ 62-126.6 and 126.7.

Green Bridge made supplemental filings to its Application on February 22, 2022, and March 21, 2022.

On March 31, 2022, pursuant to Commission Rule R8-73(f)(2), the Commission issued an Order requiring Green Bridge to mail notice of its pending Application to each electric service provider in whose service territory Green Bridge proposes to operate. On April 12, 2022, pursuant to the Commission's March 31, 2022 Order, Green Bridge filed a certificate of service of its notice to both Duke Energy Carolinas, LLC (DEC), and Duke Energy Progress, LLC (DEP), advising of Green Bridge's pending Application and intent to engage in business as an electric generator lessor in both DEC and DEP's respective service territories.

The Public Staff presented this matter at the Regular Commission Staff Conference on May 16, 2022, stating that it recommended the approval of Green Bridge's Application based upon its review of the Application. Pursuant to Commission Rule R8-73(f)(5), more than 30 days have elapsed since Green Bridge filed its certificate of service, and no protests were filed with the Commission. Therefore, it is appropriate for the Commission to proceed in considering and deciding the Application on the basis of information contained in Green Bridge's Application, the recommendations of the Public Staff, and the entire record in this proceeding.

Having carefully reviewed Green Bridge's Application, the Public Staff's recommendation, and the entire record in this proceeding, the Commission determines that the Application is complete and compliant with the requirements of Commission Rule R8-73 and N.C.G.S. § 62-126.7. The Commission further finds that the sample lease proposed by Green Bridge complies with the requirements of N.C.G.S. §§ 62-126.5 and 62-126.6.

Based upon the foregoing and the entire record in this proceeding, the Commission finds good cause to approve Green Bridge's Application for a certificate of authority to engage in business as an electric generator lessor. The Commission further finds that Green Bridge has demonstrated that it is fit, willing, and able to conduct business in this State as an electric generator lessor. The Commission, therefore, issues to Green Bridge a certificate of authority to engage in business as an electric generator lessor.

IT IS, THEREFORE, ORDERED as follows:

1. That the Application of Green Bridge for a certificate of authority to engage in business as an electric generator lessor within the service territories of DEC and DEP shall be, and is hereby, approved;

2. That Green Bridge shall register with the Commission each solar energy facility it leases in this State by filing a report of proposed construction, and, if the facility is intended to earn renewable energy certificates eligible for compliance with the North Carolina Renewable Energy and Energy Efficiency Portfolio Standard, register the facility as a new renewable energy facility pursuant to Commission Rule R8-66;

3. That Green Bridge shall notify the Commission of any material change to the information it provided to the Commission in this proceeding, including any change to the assigned service territories in which Green Bridge operates as an electric generator lessor;

4. That Green Bridge shall file with the Commission annually, on or before April 1 of each year, a certification of continued compliance with Article 6B of Chapter 62 and Commission Rule R8-73;

5. That Green Bridge shall conduct its business in substantial compliance with all federal and State laws, regulations, and rules for the protection of the environment and conservation of natural resources, the provision of electric service, and the protection of consumers;

6. That Green Bridge shall, for the duration of the effectiveness of this Certificate of Authority, maintain general liability insurance coverage with at least \$100,000 minimum limits, and shall provide the name and contact information of the insurance carrier and policy number as part of Green Bridge's annual report to the Commission;

7. That this Order shall constitute the Certificate of Authority to Engage in Business as an Electric Generator Lessor, effective as of the date of issuance of this Order and to remain in effect unless terminated, suspended, or revoked by future Order of the Commission; and

8. That the Chief Clerk shall send a copy of this Order to the NC-RETS Administrator.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of May, 2022

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1821

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Interconnection Agreement between)
BellSouth Telecommunications, LLC,)
d/b/a AT&T North Carolina, and)
North State Communications)
Advanced Services, LLC)
	ORDER APPROVING AMENDMENT

BY THE COMMISSION: On March 10, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and North State Communications Advanced Services, LLC, filed for Commission approval of an amendment to their existing interconnection agreement, approved September 16, 2010.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the matter at its Regular Staff Conference on May 16, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on March 10, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and North State Communications Advanced Services, LLC, is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1826

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Interconnection Agreement between)
BellSouth Telecommunications, LLC,) ORDER APPROVING
d/b/a AT&T North Carolina, and) AMENDMENT
Granite Telecommunications, LLC)

BY THE COMMISSION: On March 10, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Granite Telecommunications, LLC filed for Commission approval an amendment to their existing interconnection agreement, approved January 25, 2011.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the matter at its Regular Staff Conference on May 16, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on March 10, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Granite Telecommunications, LLC is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1869

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Interconnection Agreement between)
BellSouth Telecommunications, LLC,)
d/b/a AT&T North Carolina, and)
South Carolina Net, Inc.)
)

ORDER APPROVING
AMENDMENT

BY THE COMMISSION: On March 24, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and South Carolina Net, Inc. filed for Commission approval an amendment to their existing interconnection agreement, approved August 15, 2012.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the matter at its Regular Staff Conference on May 16, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on March 24, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and South Carolina Net, Inc. is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of May, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

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