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August 25, 2020

## **VIA ELECTRONIC FILING**

Kimberley A. Campbell Chief Clerk North Carolina Utilities Commission 4325 Mail Service Center Raleigh, North Carolina 27699-4300

RE: Joint Motion by Duke Energy Carolinas, Duke Energy Progress, Piedmont Natural Gas Company, and the Public Staff for Procedural Schedule

Docket Nos. E-7, Sub 1100D, E-2, Sub 1095D and G-9, Sub 682D

Dear Ms. Campbell:

Enclosed is a Joint Motion by Duke Energy Carolinas, LLC, Duke Energy Progress, LLC, Piedmont Natural Gas Company, Inc. and the Public Staff – North Carolina Utilities Commission for Procedural Schedule, for filing in the above-referenced dockets.

Please let me know if you have any questions or need additional information.

Sincerely,

Robert W. Kaylor, P.A.

Robert W. Koyla

**Enclosure** 

cc: Parties of Record

## BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-7, SUB 1100D DOCKET NO. E-2, SUB 1095D DOCKET NO. G-9, SUB 682D

In the Matter of		
	)	JOINT MOTION BY DUKE ENERGY
	)	CAROLINAS, DUKE ENERGY
Third-Party Independent Audits of	)	PROGRESS, PIEDMONT NATURAL
Affiliate Transactions Pursuant to	)	GAS COMPANY, AND THE PUBLIC
Regulatory Condition No. 5.8	)	STAFF FOR PROCEDURAL
•	)	SCHEDULE

NOW COME Duke Energy Carolinas, LLC ("DEC"), Duke Energy Progress, LLC ("DEP"), Piedmont Natural Gas Company, Inc. ("Piedmont") (collectively, the "Duke Utilities") and the Public Staff – North Carolina Utilities Commission ("Public Staff") (collectively, the "Movants") and, pursuant to Commission Rule R1-7 in the above-captioned docket, respectfully move the North Carolina Utilities Commission (the "Commission") to adopt the proposed procedural schedule set forth below. In support of this motion, the Movants show the following:

- 1. On January 15, 2020, pursuant to subsection (b) of Regulatory Condition No. 5.8, as approved in the Commission's *Order Approving Merger Subject to Regulatory Conditions and Code of Conduct*, dated September 29, 2016 in Docket Nos. E-2, Sub 1095, E-7, Sub 1100, and G-9, Sub 682, the Public Staff proposed that Schumaker & Company ("Schumaker") be chosen as the third-party, independent auditor for the audit of certain affiliate matters involving DEC, DEP and Piedmont.
- 2. On January 24, 2020, the Commission issued an Order allowing other parties the opportunity to file comments and propose additional auditors by February 10, 2020. No comments were filed.

- 3. On February 24, 2020, the Commission issued an Order selecting Schumaker as the third-party, independent auditor and requested that the Public Staff and the Duke Utilities file a proposed schedule for the audit, including the filing of the auditor's final report.
- 4. On March 17, 2020, the Public Staff and the Duke Utilities filed a proposed schedule for the audit, which the Commission approved on March 26, 2020, setting a deadline of July 23, 2020 for the auditor's final report.
- 5. On July 21, 2020, the Public Staff and the Duke Utilities filed a joint motion for an extension of time for the Public Staff to file the Schumaker audit report, which was granted by Commission Order dated July 22, 2020.
- 6. On July 28, 2020, the Public Staff filed the Final Report on the Affiliate Audit of the Duke Utilities by Schumaker (the "audit report").
- 7. Based on past procedure with respect to audits pursuant to Regulatory Condition No. 5.8, the Duke Utilities and the Public Staff are filing a proposed procedural schedule that provides an opportunity for the Duke Utilities, the Public Staff, and Schumaker to discuss the recommendations in the audit report, reach agreement where possible on the audit report recommendations; for the Duke Utilities and the Public Staff to file a statement, or separate statements, detailing their points of agreement and disagreement; for all interested parties to file comments on the audit report recommendations and the statements filed by the Duke Utilities and the Public Staff; and for all parties to file proposed orders.
  - 8. The Movants propose the following procedural schedule:

Action	<b>Due Date</b>
Duke Utilities provide Public Staff a list of	September 14, 2020
issues in contention and issues in agreement	
Duke Utilities, Public Staff and Schumaker	October 14, 2020
discuss recommendations in the audit	
report, reaching agreement where possible	
Duke Utilities and Public Staff file	November 4, 2020
statement or separate statements detailing	
points of agreement and disagreement	
Petitions to Intervene	November 12, 2020
Initial Comments of any intervenors on	November 24, 2020
audit recommendations and statements filed	
by Duke Utilities and Public Staff	
Reply Comments on statements by Public	December 15, 2020
Staff, Duke Utilities and intervenors	
Proposed orders	January 12, 2021

WHEREFORE, the Movants respectfully request that the Commission issue an order approving the proposed procedural schedule, and such other relief as the Commission deems just and proper.

Respectfully submitted, this the 25<sup>th</sup> day of August, 2020.

Robert W. Koyla

Robert W. Kaylor

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ATTORNEYS FOR DUKE ENERGY CAROLINAS, LLC, DUKE ENERGY PROGRESS, LLC, AND PIEDMONT NATURAL GAS COMPANY, INC.

/s/ electronically signed

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ATTORNEY FOR THE PUBLIC STAFF – NORTH CAROLINA UTILITIES COMMISSION

## **CERTIFICATE OF SERVICE**

I certify that a copy of Joint Motion by Duke Energy Carolinas, Duke Energy Progress, Piedmont Natural Gas Company, and the Public Staff for Procedural Schedule, in Docket Nos. E-7, Sub 1100D, E-2, Sub 1095D and G-9, Sub 682D, has been served by electronic mail, hand delivery or by depositing a copy in the United States mail, postage prepaid properly addressed to parties of record.

This the 25th day of August, 2020.

Robert W. Kaylor

Robert W. Koyla

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