

SOUTHERN ENVIRONMENTAL LAW CENTER

Telephone 919-967-1450

601 WEST ROSEMARY STREET, SUITE 220
CHAPEL HILL, NC 27516-2356

Facsimile 919-929-9421

June 15, 2021

Via Electronic Filing

Ms. Kim Campbell
Chief Clerk
North Carolina Utilities Commission
430 North Salisbury Street
Dobbs Building
Raleigh, NC 27603-5918

Re: In the Matter of: Joint Petition of Duke Energy Carolinas, LLC, and Duke Energy Progress, LLC, for Approval of Competitive Procurement of Renewable Energy Program
Docket Nos. E-2, Sub 1159 and E-7, Sub 1156

Dear Ms. Campbell:

Please find attached for electronic filing a *Petition to Intervene* on behalf of Southern Alliance for Clean Energy (SACE) in the above-referenced docket. SACE and its members have an interest in the matters raised by the Commission's June 2, 2021 Order Requesting Update, and anticipate reviewing initial comments filed by the parties and filing responsive comments. In particular, SACE anticipates responsive comments related to the need for and appropriate timing of a CPRE Tranche 3 and what action the Commission may take beyond the initial 45-month procurement term.

Please let me know if you have any questions concerning this filing.

Sincerely,

s/ Nick Jimenez

NJ
Enclosures
cc: Parties of Record

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION
DOCKET NOS. E-2, SUB 1159; E-7, SUB 1156

In the Matter of:)
Joint Petition of Duke Energy)
Carolinas, LLC, and Duke Energy) **PETITION TO INTERVENE**
Progress, LLC, for Approval of) **OUT OF TIME**
Competitive Procurement of)
Renewable Energy Program)

PURSUANT TO Commission Rule R1-19, the Commission’s December 1, 2017 *Order Requiring Report and Allowing Comments on Proposed CPRE Program*, and its June 2, 2021 *Order Requesting Update*, Southern Alliance for Clean Energy, through counsel, files this petition to intervene out of time in the above-captioned docket, and provides the following information in support of its petition:

1. The Commission’s December 1, 2017 *Order Requiring Report and Allowing Comments on Proposed CPRE Program* directed that interested persons that wish to become formal parties and participate in this proceeding could file petitions to intervene on or before January 5, 2018.

2. The Commission’s June 2, 2021 *Order Requesting Update* directed that on or before June 15, 2021, Duke Energy Carolinas, LLC (DEC), and Duke Energy Progress, LLC (DEP) (together, Duke Energy) and the Public Staff must file initial comments responding to the following topics: (1) the most current status of the Transition MW, (2) the need for and appropriate timing of a CPRE Tranche 3, and (3) the parties’ positions on statutory interpretation regarding what must be completed within the 45-month term and what actions the Commission may properly take beyond the 45-month timeframe to ensure that the final procurement target is met. The Order also allowed that

any other party may also file initial comments responsive to the enumerated topics by the same date.

3. Southern Alliance for Clean Energy (“SACE”) is a nonprofit organization whose mission is to promote responsible energy choices that create global warming solutions and ensure clean, safe and healthy communities throughout the Southeast. The principal address of SACE is: P.O. Box 1842, Knoxville, Tennessee 37901. SACE also has offices in Florida, Georgia, North Carolina and South Carolina.

4. SACE and its members have a direct and substantial interest in this proceeding. Many of SACE’s members are customers of North Carolina electric utilities and, therefore, are impacted by the utilities’ energy resource selections and ratemaking practices. SACE and its members are interested in promoting greater reliance on clean, low-cost energy resources to meet North Carolina’s energy needs.

5. SACE seeks to intervene out of time in this proceeding in order to ensure that its members’ interests in promoting cost-effective clean energy are represented. In particular, SACE and its members have an interest in the questions posed by the Commission in its June 2, 2021 Order that were not at issue during the initial hearing noticed in 2017.

6. The attorneys for SACE to whom all correspondence and filings in this docket should be addressed are:

Nicholas Jimenez
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516

Service by electronic mail pursuant to NCUC Rule R1-39 is acceptable and should be addressed to njimenez@selcnc.org.

WHEREFORE, SACE requests that it be allowed to intervene in this docket.

Respectfully submitted this 15th day of June, 2021.

s/ Nick Jimenez

Nicholas Jimenez

N.C. Bar No. 53708

Southern Environmental Law Center

601 West Rosemary Street, Suite 220

Chapel Hill, NC 27516

Telephone: (919) 967-1450

Fax: (919) 929-9421

njimenez@selcnc.org

Attorney for Southern Alliance for Clean Energy

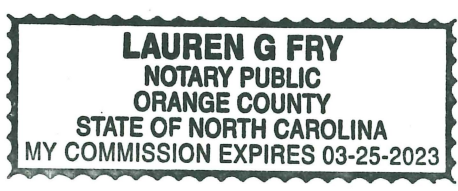
VERIFICATION

I, Nicholas Jimenez, verify that the contents of the foregoing Petition to Intervene are true to the best of my knowledge, except as to those matters stated on information and belief, and as to those matters, I believe them to be true. I am authorized to sign this verification on behalf of Southern Alliance for Clean Energy.

Nicholas Jimenez

Nicholas Jimenez

Date: June 15th, 2021.



Orange County, North Carolina

Sworn to and subscribed before me this day by Nicholas Jimenez.

This the 15 day of June, 2021.

Lauren G Fry

Signature

Lauren Fry, Notary Public

My commission expires: 3/25/2023

CERTIFICATE OF SERVICE

I certify that all parties of record on the service list have been served with the foregoing Petition to Intervene either by electronic mail or by deposit in the U.S. Mail, postage prepaid.

This the 15th day of June, 2021.

s/ Nick Jimenez
Nicholas Jimenez