

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. E-100, SUB 177

In the Matter of  
Rulemaking Proceeding to Implement        )  
Securitization of Early Retirement of        )    CUCA’S PETITION TO INTERVENE  
Subcritical Coal-Fired Generating            )  
Facilities    )

Pursuant to North Carolina Utilities Commission (“Commission”) R1-19, Carolina Utility Customers Association, Inc. (“Petitioner” or “CUCA”), by and through its undersigned counsel, hereby respectfully petitions to intervene in the above-captioned docket. In support of the petition, Petitioner provides the following information:

1.        CUCA is a corporation duly organized, validly existing, and in good standing under the laws of the State of North Carolina, with its principal office located at 8386 Six Forks Road, Suite 103, Raleigh, NC 27615.

2.        The name and addresses of its principal officers are

Chair: David J. Lyons  
Gerdau Long Steel North America  
384 Old Grassdale Road NE  
Cartersville, GA 30121

Executive Director: Kevin N. Martin  
Carolina Utility Customers Association, Inc.  
8386 Six Forks Rd, Suite 103  
Raleigh, NC 27615  
kmartin@cucainc.org

3.        CUCA’s attorneys, to whom all communications and pleadings should be addressed, are shown below. Copies of all communications and pleadings should also be served on CUCA’s Executive Director Kevin Martin:

Marcus W. Trathen  
Craig D. Schauer  
Brooks, Pierce, McLendon,  
Humphrey & Leonard, LLP  
Suite 1700, Wells Fargo Capitol Center  
150 Fayetteville Street  
P.O. Box 1800 (zip 27602)  
Raleigh, NC 27601  
mtrathen@brookspierce.com  
cschauer@brookspierce.com

4. CUCA is an organization of industrial utility customers whose member companies maintain numerous industrial manufacturing facilities and employ thousands of workers throughout the State of North Carolina, including the territories in which Duke Energy Carolinas, LLC (“DEC”), Duke Energy Progress, LLC (“DEP”), and Dominion Energy North Carolina (“DENC”) have been authorized by the Commission to sell electricity at retail.

5. CUCA’s member companies use electricity sold by DEC, DEP and DENC in the operation of their manufacturing plants. The availability of an adequate supply of electricity at a reasonable price is critical to the economic viability of CUCA’s member companies. The rulemaking related to the securitization of costs associated with the early retirement of subcritical coal-fired generating facilities will affect the rates associated with the sale of electricity to CUCA members. As a result, CUCA has a vital interest in the matters at issue in the above-captioned proceeding and should be permitted to intervene and participate.

6. CUCA agrees to accept electronic service of all filings in the Docket.

WHEREFORE, CUCA respectfully requests that the Commission enter an order allowing CUCA to intervene and fully participate in the above-captioned proceedings,

including the right to discovery, and to otherwise exercise all statutory rights provided to Intervenor under North Carolina law.

Respectfully submitted, this 18th day of October, 2021.

/s/ Craig D. Schauer

Marcus W. Trathen

Craig Schauer

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Association, Inc.*

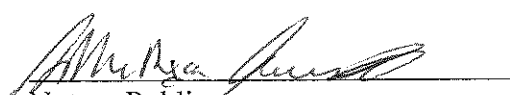
VERIFICATION

Kevin N. Martin, first being duly sworn, deposes and says that he is the Executive Director of Carolina Utility Customers Association, Inc.; that he has read the foregoing Petition to Intervene and that the same is true of his personal knowledge, except as to any matters and thing therein stated on information and belief, and as to those, he believes them to be true; and that he is authorized to sign this verification on behalf of Carolina Utility Customers Association, Inc..

This the 15 day of October, 2021.



Sworn to and subscribed before me this 15 day of October, 2021.

  
Notary Public

Jonathan Ryan Seamans  
NOTARY PUBLIC  
Wake County, NC  
My Commission Expires 11-30-2022

Commission Expires: 11-30-2022

**Certificate of Service**

I hereby certify that a copy of the foregoing *Petition to Intervene* has been served this day upon the parties of record in this proceeding by electronic mail.

This the 18th day of October, 2021.

BROOKS, PIERCE, McLENDON,  
HUMPHREY & LEONARD, LLP

/s/ Craig D. Schauer