

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. EMP-93, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Application of Wilkinson Solar )  
LLC for a Certificate of Public Convenience )  
and Necessity to Construct a 74-MW Solar )  
Facility in Beaufort County, North Carolina )

MOTION TO DENY  
PETITIONS TO INTERVENE

NOW COMES WILKINSON SOLAR LLC (“Wilkinson”), by and through its counsel, and respectfully requests the Commission deny the petitions to intervene filed in the above-referenced docket. In support of this motion, Wilkinson shows the following:

1. On October 11, 2017, the Commission issued an Order granting Wilkinson a Certificate of Public Convenience and Necessity to construct a 74-MW Solar Facility in Beaufort County, North Carolina (the “Facility”).

2. On November 29, 2017, Wilkinson filed a site layout amendment (the “Amendment”). **Exhibit A**. The Amendment shows the area approved as part of the CPCN in green, and shows the land proposed to be added by the Amendment in yellow (“Amendment Area”).

3. On February 7, 2018, the Commission issued an Order scheduling further hearings, which required that other persons having an interest in the proceeding and desiring to become formal participants and parties of record to file verified petitions to intervene on or before March 9, 2018.

4. On March 9, 2018, an unverified Petition to Intervene was filed by Kristina Beasley. In the petition, Ms. Beasley lists the following as her service address: 460 Biggs Road, Washington, NC 27889.

5. On March 9, 2018, an unverified Petition to Intervene was filed by Marshall and Joann Lilley. In the petition, Mr. and Mrs. Lilley list the following as their service address: 1001 Free Union Church Road, Pinetown, NC 27865.

6. On March 9, 2018, an unverified Petition to Intervene was filed by Deb VanStaalduinen. In the petition, Ms. VanStaalduinen lists the following as her service address: 3424 Terra Ceia Road, Pantego, NC 27860.

7. None of the petitioners have shown a sufficient interest in the proceeding to warrant intervention. Per Commission Rule R1-19, the petition must contain “[a] clear, concise statement of the nature of the petitioner’s interest in the subject matter of the proceeding, and the way and manner in which such interest is affected by the issues involved in the proceeding.” The Commission has held that, although the ability to intervene under Rule 1-19 is “generous,” it is “not unlimited.” *Order Denying Petition to Intervene*, Docket No. E-7, Sub 828, *et. al.* at 3 (September 13, 2007). The party seeking to intervene must have a real interest in the proceeding, which is “more than an incidental or casual interest in the subject matter.” *Order Denying Petition to Intervene*, Docket No. W-274, Sub 160 at 2 (Nov. 18, 1997).

8. Based on the assertions in the three petitions, the petitioners’ interests are not sufficiently affected by the Amendment to warrant intervention, as they are not adjacent landowners and therefore do not have more than an incidental or casual interest in the Amendment proceeding. Ms. Beasley’s listed service address is not adjacent to the Amendment Area, as shown on **Exhibit B**. Mr. and Mrs. Lilley’s listed service address is not adjacent to the Amendment Area, as shown on **Exhibit C**. Ms. VanStaalduinen’s listed service address abuts Terra Ceia Road, as shown on **Exhibit D**. As shown in green

on Exhibit A, the part of the Facility adjacent to Ms. VanStaalduinen's property was approved as part of the CPCN and is not part of the Amendment Area. Because the Amendment Area is not adjacent to her property, her interests are not sufficiently affected by the issues involved in the Amendment proceeding to warrant intervention.

WHEREFORE, Wilkinson Solar LLC respectfully requests that the Commission enter an order denying each of the three (3) petitions to intervene in the above-referenced docket.

Respectfully submitted this the 12th day of March, 2018.

WILKINSON SOLAR LLC

/s/ Henry C. Campen, Jr.

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*Attorneys for Wilkinson Solar LLC*

CERTIFICATE OF SERVICE

I certify that I have this day served a copy of the foregoing Motion to Deny Petitions to Intervene on the below parties of record in this proceeding or their attorneys of record and to the petitioners by causing a copy to be deposited in the United States Mail, postage prepaid, properly addressed to each or by electronic delivery upon agreement from the parties:

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Commission  
Staff Attorney  
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Marshall and Joann Lilley  
1001 Free Union Church Road  
Pinetown, NC 27865  
[pltsinc@gotricounty.com](mailto:pltsinc@gotricounty.com)

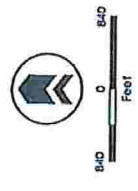
Deb VanStaalduinen  
3424 Terra Ceia Road  
Pantego, NC 27860  
[debvs10@gmail.com](mailto:debvs10@gmail.com)

This the 12th day of March, 2018.

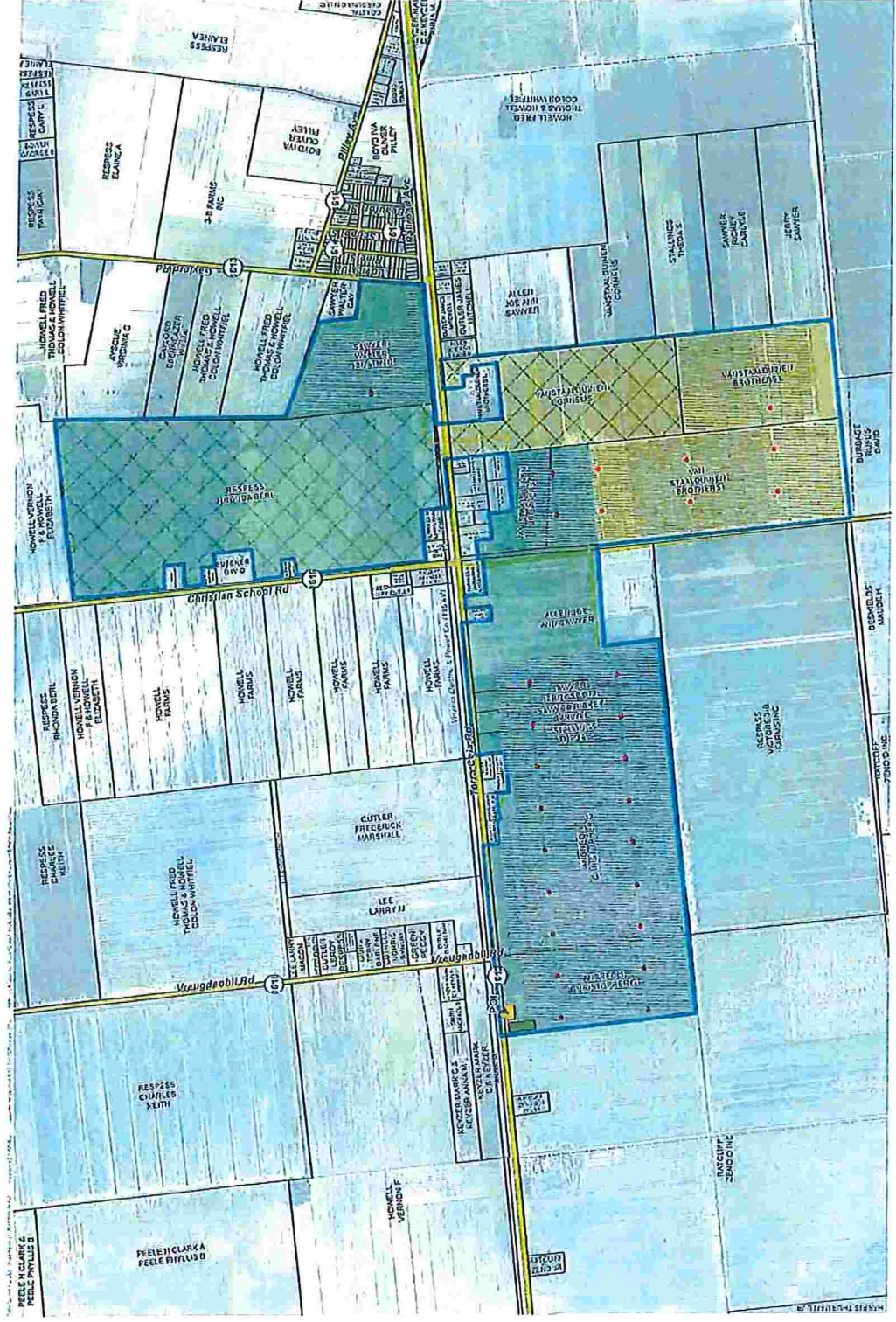
/s/ Henry C. Campen, Jr.

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- Legend**
- POI
  - Inverter
  - Project Boundary
  - Proposed Connector Line
  - Project Substations
  - Storage Facility
  - Module
  - Previously Approved Project Area
  - Amended Additional Project Area
  - Underground Collection Facility Only (no panels, battery, or substation)
  - Transmission Line
  - 100 - 161 kV
  - Road Classification
  - US/State Route
  - Local Road
  - Dirt/Unpaved Road

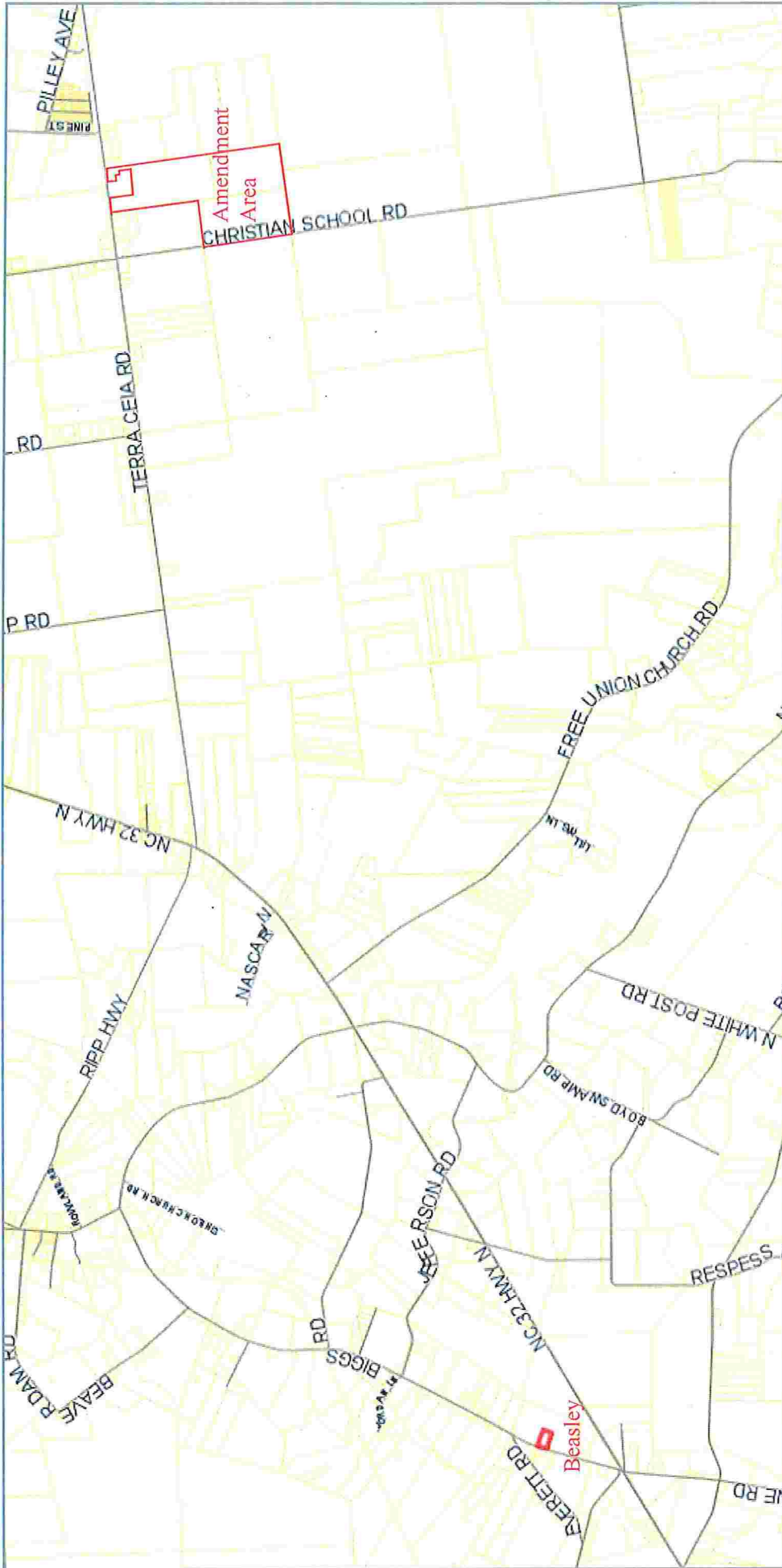


# Wilkinson Amended Application Exhibit A

Wilkinson Solar Energy Center | Beaufort County, North Carolina

Rev. 05  
November 27, 2017





## Beaufort County, NC

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1000 m  
4100 ft  
Mar/11/2018  
Scale 1:49715

GPIN : 6626-98-3382	PROP_DESC : 3.26 AC ROBERT M	MBL : 66260072
GPINLONG : 6626-98-3382	PILCH ETUX	PIN_1 : 15016778
NAME1 : VAN\STAALDUINEN	LAND_VAL : 39915	DATE : 6/5/2007
WILLIAM H	BLDG_VAL : 99977	DB_PG : 1588/00952
NAME2 : VAN\STAALDUINEN	TOT_VAL : 139892	STAMPS : 270
DIANE J	TAXABLE_VAL : 139892	SALE_PRICE : 135000
ADDR1 : 460 BIGGS ROAD	DEFR_VAL : 0	REID1 : 9891
CITY : WASHINGTON	PREV_ASSES : 144261	
STATE : NC	ACRES : 3.26	
ADDR2 : 460 BIGGS ROAD	PROP_ADDR : 460 BIGGS RD	
ZIP : 27889	TOWNSHIP : 05	



# Beaufort County, NC

**Disclaimer:**

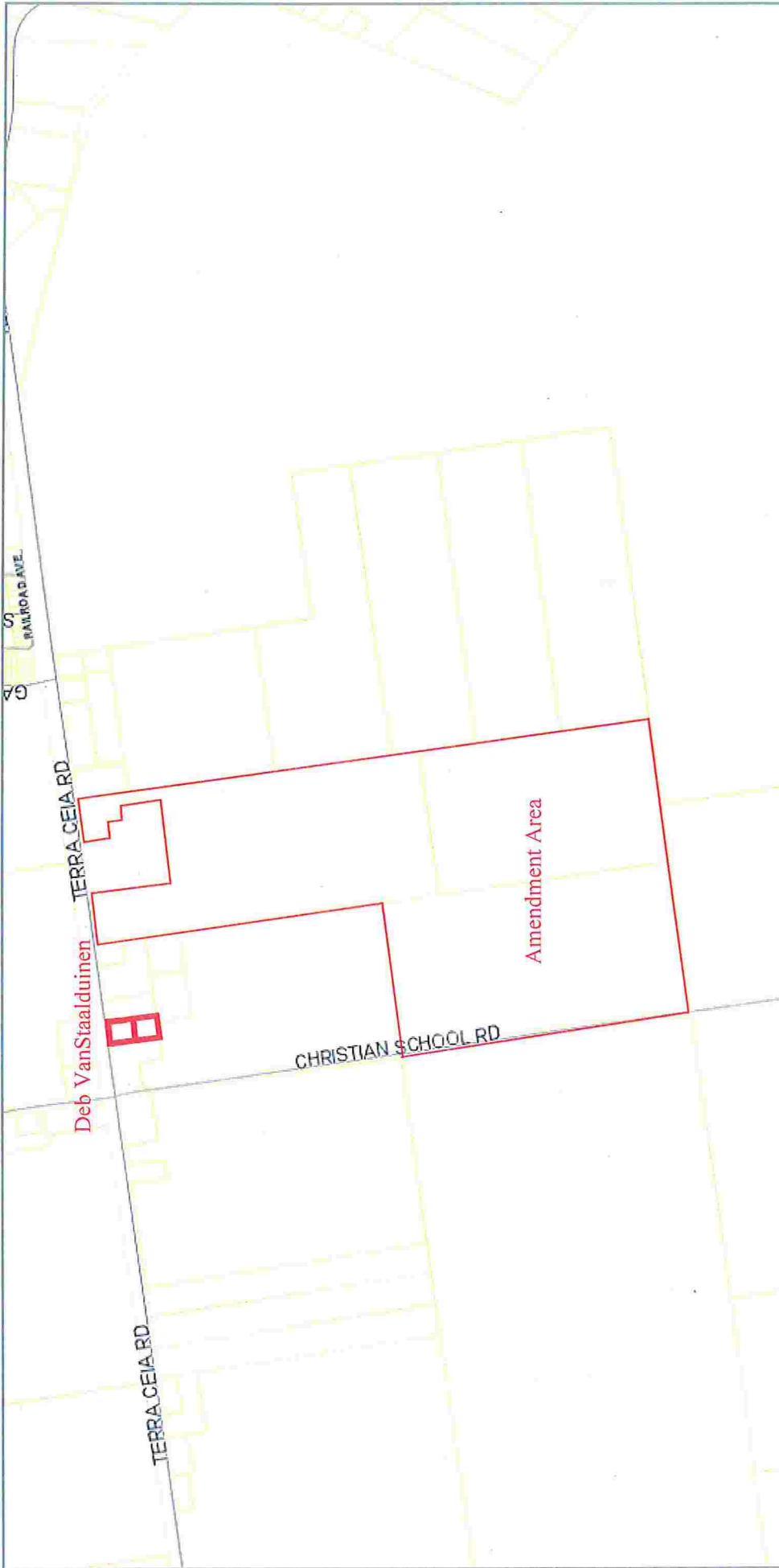
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600 m  
2500 ft

Mar/11/2018  
Scale 1:30320

GPIN : 6647-50-9582	ZIP : 27865	TOWNSHIP : 05
GPINLONG : 6647-50-9582	PROP_DESC : 1 LOT (1.02 AC)	MBL : 66470034
NAME1 : LILLEY MARSHALL LEE	BEATRICE C WOOLARD AND DWT	PIN_I : 15001259
NAME2 : LILLEY JOANN V	LAND_VAL : 20400	DATE : 6/24/1991
ADDR1 : 1001 FREE UNION CHURCH ROAD	BLDG_VAL : 63692	DB_PG : 0946/00835
CITY : PINETOWN	TOT_VAL : 84092	STAMPS : 0
STATE : NC	TAXABLE_VA : 84092	SALE_PRICE : 0
ADDR2 : 1001 FREE UNION CHURCH ROAD	DEFR_VAL : 0	REID1 : 20023
	PREV_ASSES : 107007	
	ACRES : 1.02	
	PROP_ADDR : 1001 FREE UNION CHURCH RD	



# Beaufort County, NC

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Mar/11/2018  
Scale 1:15090

<b>GPIN :</b> 6668-41-8170 <b>GPINLONG :</b> 6668-41-8170 <b>NAME1 :</b> VAN\STAALDUINEN <b>JOHN P</b> <b>NAME2 :</b> VAN\STAALDUINEN <b>DEBRA</b> <b>ADDR1 :</b> 3424 TERRA CEIA RD <b>CITY :</b> PANTEGO <b>STATE :</b> NC <b>ADDR2 :</b> 3424 TERRA CEIA RD	<b>ZIP :</b> 27860 <b>PROP_DESC :</b> 1 ACRE HENRY VAN STAALDUINEN <b>LAND_VAL :</b> 20000 <b>BLDG_VAL :</b> 40805 <b>TOT_VAL :</b> 60805 <b>TAXABLE_VAL :</b> 60805 <b>DEFR_VAL :</b> 0 <b>PREV_ASSES :</b> 61720 <b>ACRES :</b> 1.00 <b>PROP_ADDR :</b> 3424 TERRA CEIA RD	<b>TOWNSHIP :</b> 09 <b>MBL :</b> 66680027 <b>PIN_1 :</b> 09032518 <b>DATE :</b> 3/1/1988 <b>DB_PG :</b> 0892/00604 <b>STAMPS :</b> 0 <b>SALE_PRICE :</b> 13000 <b>REID1 :</b> 29897
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