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DOCKET NO. E-2, SUB 928
DOCKET NO. E-2, SUB 935
DOCKET NO. E-2, SUB 936
DOCKET NO. E-2, SUB 937
DOCKET NO. E-2, SUB 938

FILED

DEC 01 2008

Clerk's Office
N.C. Utilities Commission

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 928

In the Matter of
Petition for Approval of Residential Home
Advantage Program, Commercial, Industrial and
Governmental New Construction Program, and
Commercial, Industrial, and Governmental
Comprehensive Retrofit Program

DOCKET NO. E-2, SUB 935

In the Matter of
Request by Carolina Power & Light
Company, dba Progress Energy Carolinas,
Inc. for Modification of Residential Home
Advantage Program

DOCKET NO. E-2, SUB 936

In the Matter of
Application by Carolina Power & Light
Company, dba Progress Energy Carolinas,
Inc. for Approval of Residential Home
Energy Improvement Program

DOCKET NO. E-2, SUB 937

In the Matter of
Request by Carolina Power & Light
Company, dba Progress Energy Carolinas,
Inc. for Approval of Residential Solar Water
Heating Pilot Program

DOCKET NO. E-2, SUB 938

In the Matter of
Application by Carolina Power & Light
Company, dba Progress Energy Carolinas,
Inc., Commercial, Industrial, Governmental
Energy Efficiency Program

MOTION FOR
EXTENSION OF TIME

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NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission (Public Staff), by and through its Executive Director, Robert P. Gruber, and respectfully requests that the Commission issue an order extending the time for filing protests under Commission Rule R8-68(d) for 30 days from the date of the recent filings by Progress Energy Carolinas, Inc. (PEC), in the above-captioned dockets. In support of this motion, the Public Staff shows the following:

1. On October 31, 2008, PEC filed a petition in Docket No. E-2, Sub 936, for approval of its proposed Residential Home Energy Improvement Program, a petition in Docket No. E-2, Sub 937, for approval of its proposed Residential Solar Water Heating Pilot Program, and a petition in Docket No. E-2, Sub 938, for approval to replace the Commercial, Industrial and Governmental (CIG) Comprehensive Retrofit Program and the CIG New Construction Program approved by Order issued October 14, 2008, in Docket No. E-2, Sub 928, with its proposed CIG Energy Efficiency Program.

2. In the transmittal letter accompanying the application for approval of the proposed Residential Solar Water Heating Pilot Program in Docket No. E-2, Sub 937, PEC indicated its intention to file a request in Docket No. E-2, Sub 935, for approval of modifications to the existing Residential Home Advantage Program (which had been approved by Order issued October 14, 2008, in Docket No. E-2, Sub 928) to delete the solar water heating measure from this program. This transmittal letter was filed in Docket No. E-2, Sub 935, as well as Docket No. E-2, Sub 937. By letter dated November 14, 2008, and referencing Docket No. E-2, Subs 928, 935, and 937, PEC clarified its intention to amend the Residential Home Advantage Program by removing the across-the-board \$1,000 rebate for builders, developers, and home buyers who install residential solar water heating equipment. For purposes of this motion, the Public Staff is treating the request to remove the solar water heating measure from the Residential Home Advantage Program as having been filed on October 31, 2008.

3. In each of the above filings except the request to remove the solar water heating measure from the Residential Home Advantage Program, PEC submitted a filing package prepared in accordance with Rule R8-68(c)(2) and (3).

4. In Docket Nos. E-2, Subs 936 and 937, PEC requested that the Commission: (1) approve the proposed programs; (2) find that the proposed programs meet the requirements of "new" DSM/EE programs consistent with Rule R8-69; (3) find that all costs incurred by PEC associated with the proposed programs will be eligible for cost recovery through the annual DSM and EE rider in accordance with Rule R8-69; and (4) approve the proposed utility incentives for inclusion in the annual DSM/EE rider in accordance with Rule R8-69. In Docket No. E-2, Sub 937, PEC further requested that the Commission find that PEC may provide the Commission with quarterly reports in lieu of posting participant information on its website, pursuant to the October 14, 2008, Order in Docket No. E-2, Sub 938, due to the maximum number of participants in the program.

5. Under Rule R8-68(d), after an electric public utility has filed for approval of a DSM or EE measure, those served, and others learning of the application, shall have 30 days from the date of filing in which to petition for intervention pursuant to Rule R1-19 or file a protest pursuant to Rule R1-6.¹ The filing utility has the opportunity to respond to the petitions or protests within 10 days.

6. The Public Staff has been reviewing PEC's filings and intends to file a response and recommendations on each of the proposed programs or amendments of programs, but due to the press of business has been unable to complete its review within 30 days of the dates of filing in these dockets. Therefore, the Public Staff requests the Commission to extend the filing deadline in all four dockets for 30 days from October 31, 2008, to and including December 30, 2008.

7. The Public Staff has notified all parties to these dockets of its intention to request an extension of time until December 30, and no party has objected.

WHEREFORE, the Public Staff prays:

1. For the Commission to issue an order extending the deadline for filing a protest or response to PEC's petitions for approval in Docket Nos. E-2, Sub 928, Sub 935, Sub 936, Sub 937, and Sub 938, to and including December 30, 2008.

2. For such other and further relief as the Commission may deem just and proper.

This the 1st day of December, 2008.

PUBLIC STAFF
Robert P. Gruber
Executive Director

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Chief Counsel



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¹ Because the 30th day from October 31, 2008, falls on Sunday, November 30, 2008, protests are not due until December 1, 2008. See Rule R1-27.

CERTIFICATE OF SERVICE

I certify that a copy of this Motion for Extension of Time has been served on all parties of record or their attorneys, or both, by depositing a copy in the United States Mail, first class postage prepaid, properly addressed.

This the 1st day of December, 2008.

Robert S. Gillam

Robert S. Gillam