

NORTH CAROLINA UTILITIES COMMISSION
MINUTES OF REGULAR COMMISSION STAFF CONFERENCE

May 1, 2023

The Regular Commission Staff Conference of the North Carolina Utilities Commission was held on Monday, May 1, 2023, at 10:00 a.m., with Chair Mitchell presiding.

The following were present:

COMMISSIONERS:

Commissioner Brown-Bland
Commissioner Clodfelter
Commissioner Duffley
Commissioner Hughes
Commissioner McKissick
Commissioner Kemerait

COMMISSION STAFF: Mr. Watson, Mr. Green, Ms. Fennell, Ms. Duffy, Ms. Jarvis, Mr. Mertz, Ms. Hilburn, Mr. Barber, Ms. Jayasheela, Ms. Forrest, Mr. Warren, Mr. Hardy, Mr. McCoy

PUBLIC STAFF: Mr. Ayers, Ms. Edmondson, Mr. Creech, Mr. Saillor, Mr. T. Williamson,

ATTORNEY GENERAL:

COURT REPORTER: Ms. Vines

ELECTRIC*CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC CONVENIENCE AND NECESSITY***Duke Energy Progress, LLC**

1. Docket No. E-2, Sub 1313 – Application of Duke Energy Progress, LLC for a certificate of environmental compatibility and public convenience and necessity and motion for waiver of notice and hearing requirements (T. Williamson/Creech)

BY THE COMMISSION: On February 1, 2023, pursuant to N.C. Gen. Stat. §§ 62-101 and 62-102, Duke Energy Progress, LLC (DEP), filed a letter of intent to file for a waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104. On that same date, pursuant to Commission Rule R8-62(k), DEP prefiled with the Public Staff an application for a certificate of environmental compatibility and public convenience and necessity to construct a new 230-kilovolt (kV) transmission tap line (Tap Line) approximately 550 feet in length to connect to a new transformer bank in the Oxford South 230 kV substation. On February 21, 2023, DEP formally filed the application for a certificate and motion for waiver of notice and hearing.

The Public Staff stated that the application meets the requirements of N.C.G.S. § 62-102 and Commission Rule R8-62 for a certificate and the conditions of N.C.G.S. § 62-101(d)(1) for waiver of the notice and hearing requirements of N.C.G.S. §§ 62-102 and 62-104.

The Public Staff recommended that the Commission grant the motion for waiver and issue the requested certificate.

It was moved and passed that the Public Staff's recommendation be adopted.

*CERTIFICATE OF AUTHORITY TO ENGAGE IN BUSINESS AS AN ELECTRIC GENERATOR LESSOR***Duke Energy Carolinas, LLC & Duke Energy Progress, LLC**

2. Docket No. EGL-18, Sub 0 – Application of Patowmack Solar, LLC for a certificate of authority to engage in business as an electric generator lessor (Saillor/Creech)

On February 28, 2023, Patowmack Solar, LLC (Patowmack) filed an application for a certificate of authority to engage in business as an electric generator lessor in accordance with the provisions of N.C. Gen. Stat. § 62-126.7 and Commission Rule R8-73 (as supplemented, Application).

On March 3, 2023, pursuant to the Commission Rule R8-73(f)(2), Patowmack filed a certificate of service of its notice to both Duke Energy Carolinas, LLC (DEC), and Duke Energy Progress, LLC (DEP), advising of Patowmack's pending Application and intent to

engage in business as an electric generator lessor in both DEC and DEP's respective service territories.

The Public Staff stated that it recommended the approval of Patowmack's Application based upon its review of the Application, the updated sample lease filed on March 24, 2023, and supplemental filings on March 29, 2023, and April 29, 2023, that cured deficiencies. Pursuant to Commission Rule R8-73(f)(5), more than 30 days have elapsed since Patowmack filed its certificate of service, and no protests were filed with the Commission.

It was moved and passed that the Public Staff's recommendation be adopted.

The Minutes of the Regular Commission Staff Conference of April 24, 2023, were approved.

Minutes prepared by Le Anne Ackerman.