

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. E-2, SUB 1177
DOCKET NO. E-7, SUB 1172

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

Docket No. E-2, Sub 1177)
)
In the Matter of)
Cube Yadkin Generation, LLC,)
Complainant)
)
v.)
Duke Energy Progress, LLC)
Respondent)
)
Docket No. E-7, Sub 1172)
)
In the Matter of)
Cube Yadkin Generation, LLC,)
Complainant)
)
v.)
Duke Energy Carolinas, LLC)
Respondent)

**PROPOSED ORDER GRANTING
MOTION TO WITHDRAW AS
COUNSEL**

BY THE COMMISSION: On July 28, 2021, Phillip A. Harris, Jr. filed a Consent Motion to Withdraw as Counsel in the above-captioned dockets, pursuant to Rule R1-7 of the Rules and Regulations of the North Carolina Utilities Commission and Rule 1.16(b) of the North Carolina Rules of Professional Conduct requesting that the Commission enter an order allowing him to withdraw from serving as one of the attorneys of record on behalf of Complainant Cube Yadkin Generation, LLC (“Cube Yadkin”) in these dockets

Mr. Harris states, among other things, that he has accepted employment that precludes him from continuing to participate as counsel on behalf of Cube Yadkin, that Joseph S. Dowdy and Benjamin L. Snowden of the firm Kilpatrick Townsend & Stockton, LLP will continue to serve as counsel for the clients, that notice has been provided of his withdrawal to his clients, that Mr. Harris believes that his withdrawal can be accomplished without resulting in a material adverse effect on the clients, and that Respondents have consented to such motion.

After careful consideration, the Commission finds that there is justifiable cause to grant the Motion.

IT IS, THEREFORE, ORDERED that Phillip A. Harris, Jr. is allowed to withdraw as counsel for Cube Yadkin Generation, LLC in the above-captioned dockets.

ISSUED BY ORDER OF THE COMMISSION.

This ____ day of _____, 2021.

NORTH CAROLINA UTILITIES COMMISSION

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been served by electronic mail, hand delivery, or by depositing a copy in the United States Mail, 1st Class Postage Prepaid, properly addressed to parties of record.

This the 28th day of July, 2021.

/s/

Benjamin L. Snowden
Kilpatrick Townsend Stockton LLP
4208 Six Forks Road, Suite 1400
Raleigh, North Carolina 27609
Telephone: (919) 420-1700
bsnowden@kilpatricktownsend.com