



434 Fayetteville Street
Suite 2800
Raleigh, NC 27601
Tel (919) 755-8700 Fax (919) 755-8800
www.foxrothschild.com

DAVID T. DROOZ
Direct No: 919.719.1258
Email: ddrooz@foxrothschild.com

July 1, 2022

Ms. A. Shonta Dunston
Chief Clerk
North Carolina Utilities Commission
430 N. Salisbury Street
Raleigh, NC 27603

Via Electronic Submittal

Re: In the Matter of
Biennial Determination of Avoided Cost Rates for Electric Utility
Purchases from Qualifying Facilities -- 2021
Docket No. E-100, Sub 175
Western Carolina University's Statement and Proposed Order

Dear Ms. Dunston:

Under cover of this letter and at the request of Western Carolina University (WCU or Company), we herewith provide WCU's Statement and Proposed Order pursuant to the Commission's May 16, 2022, Order Requiring the Filing of Proposed Orders and Briefs.

If you should have any questions concerning this filing, please let me know.

Thank you and your staff for your assistance.

Sincerely,
/s/ David T. Drooz
David T. Drooz
Attorney for
Western Carolina University

mwg

Enclosures

cc: All parties of record

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-100, SUB 175

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of:)	STATEMENT AND PROPOSED
Biennial Determination of Avoided Cost)	ORDER OF WESTERN CAROLINA
Rates for Electric Utility Purchases from)	UNIVERSITY
Qualifying Facilities – 2021)	

NOW COMES Western Carolina University, and submits the following statement and proposed order excerpt pursuant to the Commission's May 16, 2022, Order Requiring the Filing of Proposed Orders and Briefs.

1. Procedural history relevant to Western Carolina University (WCU).
 - a. On August 13, 2021, the North Carolina Utilities Commission (Commission) initiated the above-captioned proceeding with its Order Establishing Biennial Proceeding, Requiring Data, and Scheduling Public Hearing.
 - b. On December 20, 2021, the Commission issued its Order Granting Motion for Extension of Time to Western Carolina University and Appalachian State University, d/b/a/ New River Light and Power Company.
 - c. On December 21, 2021, counsel for WCU filed the Joint Comments, Proposed Rates and Contracts of Western Carolina University and New River Light & Power (Joint Comments).

- d. On January 31, 2022, the Affidavit of Publication of Public Notice was filed for WCU.
- e. On February 24, 2022, the Public Staff of the North Carolina Utilities Commission (Public Staff) filed its initial statement. With respect to WCU, that statement said: “The Public Staff does not object to WCU’s and NRLP’s proposed rates for purposes of the 2021 proceeding.”
- f. On February 24, 2022, Appalachian Voices filed its initial comments. Footnote 1 of those comments states: “Appalachian Voices takes no position on WCU’s proposal at this time but reserves the right to comment in future proceedings.”

2. Issues relevant to the WCU proposed rates and contracts.

There are no disputed issues with the WCU proposed rates and contracts. The Joint Comments state that WCU was changing its wholesale power supplier from Duke Energy Carolinas, Inc., to Carolina Power Partners, LLC (CPP), effective January 1, 2022. WCU explained that the rates it proposed to pay any small power producers and cogenerators that wished to provide electric power back to the WCU distribution system would be based on the actual wholesale cost of power that would be avoided by WCU not buying that power from CPP. The proposed rates and contracts are buy all/sell all arrangements rather than net billing or net metering. No party opposed the WCU proposal.

3. Proposed order wording specific to WCU.

WCU proposes that the Commission’s order on the utilities’ avoided cost rate proposals in this proceeding include the following wording for WCU. This wording tracks

the Commission's August 13, 2021, Order Establishing Standard Rates and Contract Terms for Qualifying Facilities in Docket No. E-100, Sub 167, because the WCU methodology and proposal is essentially the same (except for change of wholesale power supplier) in the present proceeding as was approved in Docket No. W-100, Sub 167.

FINDING OF FACT NO. ____

It is appropriate to require WCU to offer all QFs contracting to sell 1 MW or less variable rates based upon their wholesale cost of power and to offer long-term fixed price rates that track CPP's wholesale charges to WCU.

EVIDENCE AND CONCLUSIONS FOR FINDING OF FACT NO. ____

The evidence supporting these findings of fact is found in the Joint Comments filed by WCU and New River, the comments of the Public Staff, and the entire record herein. In the Joint Comments WCU proposed to pay variable rates based on its wholesale cost of power from CPP. WCU further proposed to offer long-term fixed price rates based on its contract with CPP. The Public Staff did not object to the proposed rates for WCU. No parties filed objections to WCU's proposals. The Commission therefore concludes, based upon the foregoing and the entire record herein, that WCU's proposed rates and contracts should be approved.

4. Conclusion

THEREFORE, Western Carolina University respectfully requests that the Commission approve its filing of December 21, 2021.

This the 1st day of July, 2022.

FOX ROTHSCHILD LLP

By: /s/ David T. Drooz
David T. Drooz
N.C. State Bar No. 10310
434 Fayetteville Street, Suite 2800
Raleigh, North Carolina 27601
Telephone: (919) 755-8700
Facsimile: (919) 755-8800
Email: ddrooz@foxrothschild.com

*Attorney for Western Carolina
University*

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CERTIFICATE OF SERVICE

I hereby certify that all parties of record as shown on the Commission's Service List for the docket, have been served a copy of the foregoing Statement and Proposed Order of Western Carolina University, either by electronic mail or by depositing the same in the U.S. Mail, first class delivery, postage prepaid.

This the 1st day of July, 2022.

Electronically signed

/s/ David T. Drooz

FOX ROTHSCHILD LLP

434 Fayetteville Street, Suite 2800

Raleigh, North Carolina 27601

Telephone: (919) 755-8700

ddrooz@foxrothschild.com

Attorney for Western Carolina University