

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1300

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Duke Energy Progress, LLC's Request to) ORDER SCHEDULING
Initiate Technical Conference Regarding the) TECHNICAL CONFERENCE AND
Projected Transmission and Distribution) SETTING PROCEDURES FOR
Projects to be Included in a Performance-) TECHNICAL CONFERENCE
Based Regulation Application)

BY THE CHAIR: On October 13, 2021, the Governor signed into law S.L. 2021-165 enacting N.C. Gen. Stat. § 62-133.16 which authorizes performance-based regulation (PBR) for electric public utilities (PBR Statute). To implement the statute, the Commission was directed to adopt rules no later than February 10, 2022. On February 10, 2022, the Commission issued an Order Adopting Commission Rule R1-17B (February 10 Order) and attached the text of Rule R1-17B as Appendix A to the February 10 Order.

On June 8, 2022, Duke Energy Progress, LLC (DEP) filed a letter with the Commission indicating that DEP intends to file a notice of its intent to file a general rate application that includes a performance-based regulation application (PBR Application) as authorized under N.C.G.S. § 62-133.16, with the PBR Application targeted for filing no earlier than October 6, 2022. DEP, therefore, pursuant to Rule R1-17B(c), requests that the Commission initiate a technical conference regarding the projected transmission and distribution projects to be included in DEP's PBR Application.

Considering the foregoing, the Commission finds good cause to schedule a technical conference in this proceeding on Monday, July 25, 2022, at 2:00 p.m. in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina. Remote participation by the parties will not be permitted for this proceeding.

In order to participate in the technical conference, parties shall file a petition to intervene in the proceeding and provide notice to the Commission of intent to participate no later than July 11, 2022. Declining to participate in the technical conference does not preclude interested parties from filing petitions to intervene according to the procedural schedule in the PBR Application proceeding.

DEP shall file the information on projected transmission and distribution projects to be included in the PBR Application (T&D Information Filing) as required by Rule R1-17B(c)(2) no later than July 15, 2022.

Parties to the docket will be allowed to file written comments on DEP's T&D Information Filing on or before July 25, 2022. Parties that indicate their intent to participate in the technical conference will be allowed no more than ten minutes each to make a presentation on DEP's T&D Information Filing at the technical conference. The Commission notes that the Commission may ask questions of DEP or any other party, but the PBR Statute does not permit the parties an opportunity to cross-examine one another at the technical conference.

IT IS, THEREFORE, ORDERED AS FOLLOWS:

1. That a technical conference will take place on Monday, July 25, 2022, at 2:00 p.m. in Commission Hearing Room 2115, Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina;
2. That to participate in the technical conference or provide comments on DEP's T&D Information Filing, parties must file petitions to intervene in the proceeding and provide notice to the Commission of intent to participate on or before July 11, 2022;
3. That DEP shall file the T&D Information Filing as required by Rule R1-17B(c)(2) no later than July 15, 2022; and
4. That parties may file written comments on DEP'S T&D Information Filing on or before July 25, 2022.

ISSUED BY ORDER OF THE COMMISSION.

This the 15th day of June, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "Erica N. Green". The signature is fluid and cursive, with the first name "Erica" being more prominent than the last name "Green".

Erica N. Green, Deputy Clerk