

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1169

DOCKET NO. E-7, SUB 1168

In the Matter of:)	
)	
Petition of Duke Energy Progress,)	SIERRA CLUB
LLC, and Duke Energy Carolinas, LLC)	PETITION TO INTERVENE
Requesting Approval of Community)	
Solar Program Plan Pursuant to G.S.)	
62-126.8)	

PURSUANT TO NCUC Rule R1-19 and the *Order Establishing Proceeding to Review Proposed Community Solar Program Plan* in the above-captioned docket, the Sierra Club (“Petitioner”), through counsel, files this petition to intervene and provides the following information in support of its petition:

1. On January 26, 2018, the Commission issued an *Order Establishing Proceeding to Review Proposed Community Solar Program Plan*, providing, among other things, that parties desiring to become formal participants and parties of record in this proceeding shall file petitions to intervene in accordance with the applicable Commission rules by March 23, 2018.

2. This petition to intervene is timely filed, as the Commission has established an intervention deadline of March 23, 2018 for this proceeding.

3. The Sierra Club is a national environmental organization whose mission is to explore, enjoy, and protect the wild places of the earth; to practice and promote the responsible use of the earth’s ecosystems and resources; to educate and enlist humanity to protect and restore the quality of the natural and human environment; and to use all lawful means to carry out these objectives. In furtherance of this mission, the Sierra Club

works to accelerate the transition from dirty fuels like coal and gas to clean energy solutions like solar, wind, and energy efficiency, and advocates for state and federal policies and industry action to achieve this transition. The Sierra Club has a long history of working to reduce air pollution from fossil fuel-fired power plants and to promote clean energy sources in North Carolina. The address of the Sierra Club's principal office in North Carolina is 19 West Hargett Street, Suite 210, Raleigh, NC 27601.

4. Sierra Club and its members have a direct and substantial interest in this proceeding. The Commission's proceeding to review the proposed community solar program application implicates the organizational mission and interest of Sierra Club, as described in the preceding paragraph. Further, Sierra Club has members who receive electric service from DEC and DEP and will be eligible for the utilities' proposed community solar programs that are the subject of this rulemaking.

5. Petitioners seek to intervene in this proceeding in order to ensure that their organizational interests and those of their members are represented in the Commission's rulemaking process to implement G.S. 62-126.8.

6. The attorney for Petitioner to whom all correspondence and filings in this docket should be addressed is:

Peter D. Stein
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
(919) 967-1450
pstein@selcnc.org

Service by electronic mail pursuant to NCUC Rule R1-39 is preferred.

WHEREFORE, Petitioner prays that it be allowed to intervene in this matter.

Respectfully submitted this 9th day of February, 2018.

s/Peter D. Stein

Peter D. Stein

N.C. Bar No. 50305

SOUTHERN ENVIRONMENTAL LAW CENTER

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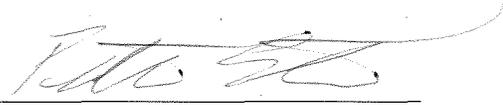
Fax: (919) 929-9421

pstein@selcnc.org

Attorney for the Sierra Club

VERIFICATION

I, Peter Stein, verify that the contents of the foregoing Petition to Intervene are true to the best of my knowledge, except as to those matters stated on information and belief, and as to those matters, I believe them to be true. I am authorized to sign this verification on behalf of the Sierra Club.



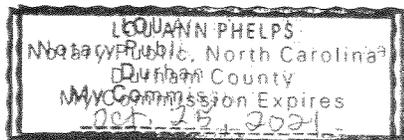
Peter D. Stein

Date: Feb. 9, 2018

Orange County, North Carolina

Sworn to and subscribed before me this day by Peter Stein.

This 9th day of February, 2018.



Signature

LeQuann Phelps, Notary Public

My commission expires: Oct. 25, 2021

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Sierra Club Petition to Intervene, as filed today in Docket Nos. E-2, Sub 1169 and E-7, Sub 1168, has been served on all parties of record by electronic mail or by deposit in the U.S. Mail, first-class, postage prepaid.

This 9th day of February, 2018.

s/ Peter D. Stein