

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. EMP-112, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application of Oak Solar, LLC, for a)	
Certificate of Public Convenience and)	ORDER CANCELING
Necessity to Construct a 120-MW Solar)	EXPERT WITNESS HEARING
Facility in Northampton County,)	
North Carolina)	

BY THE PRESIDING COMMISSIONER: On July 15, 2020, Gaston Green Solar, LLC, now known as Oak Solar, LLC (Applicant), filed an application pursuant to N.C. Gen. Stat. § 62-110.1 and Commission Rule R8-63 for a certificate of public convenience and necessity (CPCN) to construct a solar photovoltaic (PV) electric generating facility to be located in Northampton County, North Carolina, and to be operated as a merchant generating facility. On that same date, the Applicant filed the testimony and exhibits of witness Linda Nwadike.

On September 8, 2020, the Commission issued an Order Requiring Filing of Testimony, Establishing Procedural Guidelines, and Requiring Public Notice (First Scheduling Order).

On October 19, 2020, the Applicant filed the supplemental testimony of Linda Nwadike.

On October 23, 2020, the Applicant filed a Notice of Name Change and Motion to Amend Application and Caption to reflect its new corporate name, Oak Solar, LLC.

On October 30, 2020, and November 3, 2020, the Applicant filed its affidavit of publication, evidencing that the Applicant caused the public notice to be published as required in the First Scheduling Order.

On November 3, 2020, the Applicant filed a motion to continue the remote public witness hearing scheduled in this docket. On November 4, 2020, the Commission issued an Order granting that motion.

On November 12, 2020, the Applicant filed a motion to amend its application to divide the original project into two separate projects. The Applicant is seeking a CPCN to construct a facility with 120 MW of capacity in this docket and separately filed an application for the remaining portion of the original 300 MW in Docket No. EMP-115,

Sub 0. With its amended application, the Applicant filed the testimony of Linda Nwadike. On December 3, 2020, the Commission issued an order granting the Applicant's motion.

On December 18, 2020, the Commission issued its second Order Requiring Filing of Testimony, Establishing Procedural Guidelines, and Requiring Public Notice (Second Scheduling Order). In addition, the Commission notified the clearinghouse of the amended application. The Second Scheduling Order, among other things, scheduled a hearing on May 6, 2021, for the purpose of receiving expert witness testimony regarding the application.

On January 21, 2021, the Applicant filed its affidavit of publication, evidencing that the Applicant caused the public notice to be published as required by the Second Scheduling Order.

On January 25, 2021, the State Clearinghouse filed comments requesting additional information from the Applicant.

On February 3, 2021, the Commission issued an Order Canceling Public Witness Hearing, canceling the hearing for the purpose of receiving public witness testimony scheduled for February 4, 2021.

On February 25, 2021, the Applicant filed the supplemental testimony of Linda Nwadike.

On March 23, 2021, the Public Staff filed the testimony of Jay B. Lucas.

On April 14, 2021, the Applicant filed a letter stating that it would not file rebuttal testimony.

On April 28, 2021, the Applicant filed a motion to cancel the hearing scheduled for May 6, 2021. In support of its motion, the Applicant stated that the Public Staff recommended that the Commission grant the CPCN requested by the Applicant subject to certain conditions, and that the Applicant is willing to accept a CPCN subject to the conditions recommended by the Public Staff. The Applicant further stated that the Public Staff consents to its motion.

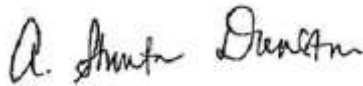
Based upon the Applicant's motion and the record as a whole, the Presiding Commissioner finds good cause to cancel the hearing scheduled in this docket for May 6, 2021.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 3rd day of May, 2021.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "A. Shonta Dunston".

A. Shonta Dunston, Deputy Clerk