

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-100, SUB 35

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Request for Declaratory Ruling by)	
Sunstone Energy Development LLC)	ORDER REQUESTING
Regarding the Provision of Solar Energy)	COMMENTS
and Energy Efficiency Service Within)	
Fort Bragg)	

BY THE CHAIR: On December 8, 2020, Sunstone Energy Development LLC (Sunstone) filed a petition in the above-captioned proceeding seeking a declaratory ruling that (1) Fort Bragg is not subject to the North Carolina Public Utilities Act (the Act) because it is a federal enclave; (2) Sunstone's provision of solar energy and energy efficiency services within the federal enclave of Fort Bragg does not subject it or its assignees, nor their work, to the Act; and (3) Sunstone's proposed activities will not cause it to be considered a public utility under N.C. Gen. Stat. § 62-3(23). In its petition Sunstone states that it is seeking to enter into an energy services agreement with Bragg Communities, LLC (BCL), to provide solar energy and energy efficiency services exclusively to on-base, privatized military housing at Fort Bragg that is owned and managed by BCL.

The Chair finds good cause to request comments from interested parties regarding the issues raised by Sunstone's petition.

IT IS, THEREFORE, ORDERED as follows:

1. That on or before February 12, 2021, persons having an interest in this matter may file petitions to intervene in this docket;
 2. That on or before February 12, 2021, the Public Staff and other parties may file initial comments addressing the issues raised by Sunstone's December 8, 2020 petition for declaratory ruling;
 3. That on or before February 26, 2021, all parties may file reply comments;
- and

4. That the Commission will proceed as appropriate upon receipt of the parties' initial and reply comments.

ISSUED BY ORDER OF THE COMMISSION.

This the 12th day of January, 2021.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Kimberley A. Campbell". The signature is written in a cursive, slightly slanted style.

Kimberley A. Campbell, Chief Clerk