

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1300

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application of Duke Energy Progress, LLC, for) ORDER CONTINUING HEARING
Adjustment of Rates and Charges Applicable) AND MODIFYING DATES FOR
to Electric Service in North Carolina and for) ADDITIONAL HEARING
Performance-Based Regulation) PROCEDURES

BY THE CHAIR: On October 6, 2022, Duke Energy Progress, LLC (DEP) filed an application with the Commission requesting authority to adjust and increase its rates and charges for retail electric service in North Carolina and for approval of performance-based regulation.

On December 16, 2022, the Commission issued an Order Scheduling Investigation and Hearings, Establishing Intervention and Testimony Due Dates and Discovery Guidelines, and Requiring Public Notice (Scheduling Order) which among other things, set this matter for expert witness hearing to commence on May 1, 2023, at 2:00 p.m. for testimony and cross-examination of expert witnesses for DEP, the Public Staff, and other intervenors. The Scheduling Order also directed DEP to file no later than April 24, 2023, a list of witnesses to be called at the expert witness hearing, the order of witnesses, and each party's estimated time for cross-examination of each witness (Witness List).

On April 5, 2023, the Commission issued an Order Providing Additional Hearing Procedures, which among other things, provided instructions for the provision of potential cross-examination and re-direct exhibits (Additional Procedures Order).

On April 24, 2023, DEP filed the Witness List and stated that the parties would file an updated Witness List to reflect any settlements reached between the parties.

On April 25, 2023, DEP filed a letter stating that it had reached a partial revenue requirement settlement with the Public Staff. The letter further stated that the formal settlement agreement would be filed on Wednesday, April 26, 2023, and supporting testimony would be filed on Friday, April 28, 2023.

On that same date the Commission issued an Order Suspending Additional Hearing Procedures related to the provision of certain hearing documents.

On April 26, 2023, DEP filed an Agreement and Stipulation of Partial Settlement for consideration by the Commission.

Based on the preceding information and to allow all parties to review the proposed stipulation and fully participate in the hearing, the Chair finds good cause to continue the

start of the expert witness hearing in this proceeding and to modify other procedural deadlines related to the provision of documents to be used in the hearing.

The hearing will commence on Thursday, May 4, 2023, at 10 a.m. for the purpose of receiving expert witness testimony. DEP is further directed to consult with the parties to this proceeding and file a revised Witness List by May 2, 2023. All parties are directed to follow the Additional Procedures Order, using the new hearing date of May 4, 2023, for the calculation of filing dates in Ordering Paragraphs 2 through 7.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 27th day of April, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Erica N. Green". The signature is written in a cursive, flowing style.

Erica N. Green, Deputy Clerk