

1 PLACE: Dobbs Building, Raleigh, North Carolina
2 DATE: Tuesday, September 19, 2023
3 TIME: 9:00 a.m. - 9:05 a.m.
4 DOCKET: E-2, Sub 1321
5 BEFORE: Commissioner Karen M. Kemerait
6 Chair Charlotte A. Mitchell
7 Commissioner ToNola D. Brown-Bland
8 Commissioner Daniel G. Clodfelter
9 Commissioner Kimberly W. Duffley
10 Commissioner Jeffrey A. Hughes
11 Commissioner Floyd B. McKissick, Jr.
12
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14 IN THE MATTER OF:
15 Application of Duke Energy Progress, LLC,
16 Pursuant to N.C.G.S. § 62-133.2 and
17 Commission Rule R8-55 Relating to Fuel and
18 Fuel-Related Charge Adjustments for Electric Utilities
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A P P E A R A N C E S:
FOR DUKE ENERGY PROGRESS, LLC:
Ladawn Toon, Esq.
Associate General Counsel
Duke Energy Progress, LLC
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FOR CAROLINA INDUSTRIAL GROUP FOR FAIR UTILITY
RATES II:
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FOR CAROLINA UTILITY CUSTOMERS ASSOCIATION:
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A P P E A R A N C E S Cont'd.:
FOR THE USING AND CONSUMING PUBLIC:
William S.F. Freeman, Esq.
William E.H. Creech, Esq.
Public Staff - North Carolina Utilities Commission
4326 Mail Service Center
Raleigh, North Carolina 27699-4300

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T A B L E O F C O N T E N T S

E X A M I N A T I O N S

PAGE

No witnesses of record.

E X H I B I T S

IDENTIFIED / ADMITTED

No exhibits of record.

P R O C E E D I N G S

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2 MS. KEMERAIT: Good morning, everyone. We
3 have several matters that we are going to have public
4 hearing this morning, and we're going to begin with
5 Docket Number E-2, Sub 1321, which is Duke Energy
6 Progress, LLC's, fuel and fuel related cost
7 adjustments for electric utilities.

8 So let's come to order and go on the record.
9 I am Commissioner Karen M. Kemerait of the North
10 Carolina Utilities Commission and presiding
11 Commissioner for this proceeding. With me this
12 morning are Chair Mitchell; Commissioners Brown-Bland,
13 Clodfelter, Duffley, McKissick, and Hughes.

14 I now call for hearing Docket Number E-2,
15 Sub 1321, In the Matter of Application of Duke Energy
16 Progress, LLC, Pursuant to North Carolina General
17 Statute § 62-133.2 and Commission Rule R8-55 Relating
18 to Fuel and Fuel-Related Charge Adjustments for
19 Electric Utilities.

20 Before we proceed further and is required
21 the State Government Ethics Act, I remind members of
22 the Commission of our duty to avoid conflicts of
23 interest, and inquire at this time as to whether any
24 Commissioner has any known conflict of interest with

1 respect to this docket?

2 (No response)

3 Let the record reflect that no such
4 conflicts were identified.

5 North Carolina General Statute § 62-133.2
6 provides for annual fuel charge adjustment proceedings
7 for electric utilities engaged in the generation or
8 production of electricities by fossil or nuclear
9 fuels.

10 Commission Rule R8-55 provides that the fuel
11 charge adjustment proceeding for Duke Energy Progress,
12 LLC, will be held the third Tuesday of September of
13 each year, and that Duke Energy Progress, LLC, shall
14 file it's direct testimony and exhibits and shall
15 publish notice prior to the hearing.

16 On June 13th, 2023, Duke Energy Progress
17 filed its Application to adjust the fuel and
18 fuel-related cost component of its electric rates,
19 along with the direct testimony of Witnesses
20 Harrington, Cameron, Flanagan, Simril, Wallace, Swez,
21 and Johnson.

22 The following parties have petitioned to and
23 have been allowed to intervene in this proceeding:
24 Carolina Utility Customers Association, Inc., which is

1 CUCA; and Carolina Industrial Group for Fair Utility
2 Rates II, which is CIGFUR II.

3 On June 30th, 2023, the Commission issued an
4 Order Scheduling Hearing, Requiring Filing of
5 Testimony, Establishing Discovery Deadlines (sic) and
6 Requiring Public Notice. The Order scheduled Duke
7 Energy Progress' fuel charge adjustment hearing for
8 today, Tuesday, September 19, 2023, at 9:00 a.m.

9 On August 28, 2023, Duke Energy Progress
10 filed the supplemental testimony and exhibits of
11 Witness Harrington.

12 On September 1st, 2023, the Public Staff
13 filed the joint direct testimony of Witness Brown and
14 the joint direct testimony of Witnesses Lawrence and
15 Metz.

16 Also on September 1, 2023, CIGFUR II filed
17 the direct testimony of Witness Collins.

18 On September twenty -- excuse me, on
19 September 8, 2023, Duke Energy Progress filed the
20 rebuttal testimony of Witness Harrington.

21 On September 18, 2023, Duke Energy Progress
22 filed the required Affidavit of Publication of Notice.
23 Also on September 18, 2023, the Commission issued an
24 Order Excusing Witnesses, Accepting Testimony,

1 Canceling Expert Witness Hearing, and Requiring
2 Proposed Orders.

3 I now call for appearances of counsel,
4 beginning with Duke Energy Progress.

5 MS. TOON: Good morning, Commissioner
6 Kemerait, Chair Mitchell, Commissioners. Ladawn Toon,
7 Associate General Counsel, on behalf of Duke Energy
8 Progress, LLC.

9 COMMISSIONER KEMERAIT: Good morning.

10 MR. FREEMAN: Good morning. This is Will
11 Freeman with the Public Staff and I'm joined by Zeke
12 Creech also of the Public Staff, here on behalf of the
13 Using and Consuming Public.

14 COMMISSIONER KEMERAIT: Good morning.

15 MR. CONANT: Good morning. This is D.C.
16 Conant with Bailey & Dixon representing CIGFUR II.

17 MS. HAWKINS: Good morning. This is Amanda
18 Hawkins with Brooks Pierce representing CUCA.

19 COMMISSIONER KEMERAIT: Good morning.

20 The sole purpose for this hearing is to
21 inquire whether there is any member of the public who
22 wishes to present public witness testimony.

23 I'll now call on the Public Staff to advise
24 whether any members of the public are in attendance

1 for the purpose of presenting public witness testimony
2 this morning.

3 MR. FREEMAN: The Public Staff is unaware of
4 any witnesses here to publicly testify.

5 COMMISSIONER KEMERAIT: And to be certain of
6 this, I will ask whether there are any public
7 witnesses who wish to be heard regarding the matter to
8 be heard today?

9 (No response)

10 And seeing that there are no public
11 witnesses here today, this meeting is adjourned.

12 (The proceedings were adjourned)

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C E R T I F I C A T E

I, KIM T. MITCHELL, do hereby certify that the Proceedings in the above-captioned matter were taken before me, that I did report in stenographic shorthand the Proceedings set forth herein, and the foregoing pages are a true and correct transcription to the best of my ability.

Kim T. Mitchell

Kim T. Mitchell