

July 11, 2011

**FILED**  
**JUL 11 2011**  
Clerk's Office  
N.C. Utilities Commission

Ms. Renné Vance, Chief Clerk  
North Carolina Utilities Commission  
Dobbs Building, Fifth Floor  
430 North Salisbury Street  
Raleigh, NC 27602

**OFFICIAL COPY**

Re: Docket No. E-2, Sub 1002; Progress Energy  
Carolinas' DSM/EE Cost Recovery Rider

**VIA HAND DELIVERY**

Dear Ms. Vance:

We enclose for filing in the above-referenced matter, on behalf of Carolina Utility Customers Association, Inc. ("CUCA"), an original and 33 copies of CUCA's Petition to Intervene. Kindly date-stamp and return to us via our courier the three additional enclosed copies. Please let me know, at your early convenience, if you have any questions concerning this filing.

Very truly yours,

CRISP, PAGE & CURRIN, L.L.P.

*Robert F. Page*  
Robert F. Page

Enclosures

cc: Ms. Sharon C. Miller  
Mr. Len Anthony  
Mr. Kendal Bowman  
Mr. Dwight Allen  
Mr. David Drooz  
Ms. Lucy Edmondson  
Ms. Antoinette R. Wike

Am  
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2 PSeco  
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3 PSAccts  
4 PSelect

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1002

**FILED**  
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N.C. Utilities Commission

In the Matter of )  
 )  
Application by Progress Energy Carolinas, Inc. )  
For Approval of Renewable Energy Portfolio )  
Standard Cost Recovery Rider Pursuant to NC )  
Gen. Statute 62-133.8 and NCUC Rule R8-67 )

**Petition of Carolina Utility Customers  
Association, Inc. to Intervene**

**OFFICIAL COPY**

Carolina Utility Customers Association, Inc. ("CUCA"), by and through its undersigned counsel, files this Petition pursuant to G.S. 62-72 and Rule R1-19 of the Rules and Regulations of the North Carolina Utilities Commission ("Commission") that CUCA be permitted to intervene and participate in the above-captioned proceeding. In support of this petition, CUCA states as follows:

1. CUCA is a corporation duly organized, validly existing, and in good standing under the laws of the State of North Carolina, with its principal office located at Suite 210, Trawick Professional Center, 1708 Trawick Road, Raleigh, North Carolina 27604. The names and addresses of its principal officers are:

Chair: H. Gary Faw  
Ajimomoto Aminoscience  
4020 Ajinomoto Drive  
Raleigh, NC 27610

Vice-Chair: Peggy R. Claytor  
The Timken Company  
1835 Dueber Avenue, SW  
Canton, OH 47706-2798

Executive Director: Sharon C. Miller  
Carolina Utility Customers Association, Inc.  
Suite 210, Trawick Professional Center  
1708 Trawick Road  
Raleigh, NC 27604  
Email: [smiller@cucainc.org](mailto:smiller@cucainc.org)

2. CUCA's attorney, to whom all communications and pleadings should be addressed is:

Robert F. Page  
Crisp, Page & Currin, L.L.P.  
4010 Barrett Drive, Suite 205  
Raleigh, NC 27609  
Telephone: (919) 791-0009  
Facsimile: (919) 791-0010  
Email: [rpage@cpclaw.com](mailto:rpage@cpclaw.com)

3. CUCA is an organization of industrial utility customers whose member companies maintain numerous industrial manufacturing facilities and employ thousands of workers throughout the State of North Carolina, including the territory in which Progress Energy Carolinas, Inc. ("Progress") has been authorized by the Commission to sell electricity at retail.

4. CUCA's member companies use electricity sold by Progress in the operation of *their manufacturing plants*. *The availability of an adequate supply of electricity at a reasonable price is critical to the economic viability of CUCA's member companies.* Progress' filing will affect the rates associated with Progress's sale of electricity to CUCA members. As a result, CUCA has a vital interest in the matters at issue in the above-captioned proceeding and should be permitted to intervene and participate.

5. CUCA agrees to accept electronic service of all filings in the Docket.

WHEREFORE, CUCA respectfully requests that the Commission enter an order allowing CUCA to intervene and fully participate in the above-captioned proceeding, including the right to discovery, and to otherwise exercise all statutory rights provided to intervenors under North Carolina law.

This the 11<sup>th</sup> day of July, 2011.

CRISP, PAGE & CURRIN, L.L.P.

By: Robert F. Page  
Robert F. Page  
N.C. State Bar No. 3307  
4010 Barrett Drive, Suite 205  
Raleigh, NC 27609  
(919) 791-0009 Telephone  
(919) 791-0010 Fax  
rpape@cpclaw.com Email

### **CERTIFICATE OF SERVICE**

I, the undersigned counsel for CUCA, do hereby certify that a copy of the foregoing Petition to Intervene was served upon all parties of record in this proceeding, or their legal counsel, by electronic mail.

This the 11<sup>th</sup> day of July, 2011.

Robert F. Page  
Robert F. Page

### **Electronic Service List**

Mr. Len S. Anthony, Progress Energy – len.s.anthony@pgnmail.com

Mr. Kendal Bowman, Progress Energy – kendal.bowman@pgnmail.com

Mr. Dwight Allen, Allen Law Offices, PLLC – dallen@theallenlawoffices.com

Mr. David Drooz, Public Staff-NCUC – david.drooz@psncuc.nc.gov

Ms. Lucy Edmondson, Public Staff-NCUC – lucy.edmondson@psncuc.nc.gov

Ms. Antoinette Wike, Public Staff-NCUC – antoinette.wike@psncuc.nc.gov

STATE OF NORTH CAROLINA

VERIFICATION

COUNTY OF WAKE

Sharon C. Miller, being duly sworn, deposes and says that she is the Executive Director of Carolina Utility Customers Association, Inc., the intervenor herein; that she has read the foregoing Petition of Carolina Utility Customers Association, Inc., to Intervene, and knows the contents thereof, and that the same is true of her own knowledge, except as to those matters herein state upon information and belief, and as to those, she believes them to be true; and that this verified petition be used as an affidavit.

This the 11<sup>th</sup> day of July, 2011.

Sharon C. Miller  
SHARON C. MILLER

SWORN to and subscribed before me,  
This the 11<sup>th</sup> day of July, 2011.

Deatrice Williams  
Notary Public



My Commission Expires: 3-23-2016