

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1124

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of			
Wadesboro Solar, LLC)	
	Complainant)	
)	ORDER SERVING COMPLAINT
	v.)	AND REQUIRING RESPONSE
)	
Duke Energy Progress, LLC)	
	Respondent)	

BY THE CHAIRMAN: On October 31, 2016, Wadesboro Solar, LLC (Wadesboro or Complainant) filed a verified Complaint and Motion for Injunctive Relief (Complaint) in the above-captioned docket against Duke Energy Progress, LLC (DEP).

In summary, Complainant alleges that Wadesboro is developing a 20-MW solar photovoltaic renewable energy facility to be located in DEP's service territory and that DEP has not complied with the Commission's Interconnection Standard, including but not limited to providing an inaccurate Pre-Application Report to Complainant; failure to meet a 50-day response deadline to complete the System Impact Study and failure to notify the Complainant that it would not meet the deadline, repeated failure to provide the Complainant with an estimated time for completion of the System Impact Study; and requiring the Complainant to choose one of the provided circuit stiffness mitigation options within 15 days or be withdrawn from the interconnection queue. Complainant alleges that DEP has violated the requirements of the Public Utility Regulatory Policies Act (PURPA).

The relief requested by the Complainant is that the Commission conclude that DEP is in violation of the Commission's Interconnection Procedures, order DEP to immediately complete the System Impact Study and comply with all other deadlines, enforce the maximum of \$1,000 per day in penalties for non-compliance with the Interconnection Procedures from the date of the Complaint, enter an order enjoining DEP from requiring Complainant to select one of the circuit stiffness mitigation options during the pendency of this Complaint and enjoining DEP from withdrawing Complainant's Interconnection Request from the queue during the pendency of this Complaint proceeding.

Based on the allegations of the verified Complaint, it appears that the Complainant and DEP have a controversy regarding the Commission's Interconnection Procedures and the requirements of PURPA. Therefore, the Chairman finds good cause to serve the Complaint, attached hereto as Attachment A, and this Order on DEP. In addition, the Chairman finds good cause to order that DEP refrain from withdrawing Complainant's Interconnection Request from the queue during the pendency of this Complaint. Further,

the Chairman finds good cause to direct that DEP shall either satisfy the demands of the Complainant and so advise the Commission, or file a response to the Complaint on or before December 5, 2016.

IT IS, THEREFORE, ORDERED as follows:

1. That the Chief Clerk shall serve a copy of the Complaint, which is located on the North Carolina Utilities Commission website in Docket No. E-2, Sub 1124, and this Order on DEP.

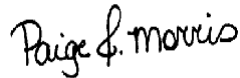
2. That on or before December 5, 2016, DEP shall either satisfy the demands of the Complainant and so advise the Commission, or file a response to the Complaint.

3. That DEP shall be enjoined from withdrawing Complainant's Interconnection Request from the queue during the pendency of this Complaint.

ISSUED BY ORDER OF THE COMMISSION.

This the 3rd day of November, 2016.

NORTH CAROLINA UTILITIES COMMISSION



Paige J. Morris, Deputy Clerk