January 22, 2018

VIA ELECTRONIC FILING

Ms. M. Lynn Jarvis, Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4300

RE: Duke Energy Progress, LLC Partial Settlement Agreement with NC Justice Center, NC Housing Coalition, Natural Resources Defense Council and Southern Alliance for Clean Energy
Docket No. E-2, Sub 1142

Dear Ms. Jarvis:

I enclose the Partial Settlement Agreement entered into by and among Duke Energy Progress, LLC and the North Carolina Justice Center, the North Carolina Housing Coalition, the Natural Resources Defense Council and the Southern Alliance for Clean Energy, for filing in connection with the above-referenced matter.

Thank you for your attention to this matter. If you have any questions, please let me know.

Sincerely,

Lawrence B. Somers

Enclosures

cc: Gudrun Thompson, Esquire
Parties of Record
BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. E-2, SUB 1142

In the Matter of )
Application of Duke Energy Progress, LLC )
For Adjustment of Rates and Charges Applicable ) Partial Settlement Agreement )
To Electric Service in North Carolina )

This Partial Settlement Agreement is entered into this 22nd day of January 2018 by and among Duke Energy Progress, LLC ("DE Progress" or the "Company") and the North Carolina Justice Center ("NCJC"), the North Carolina Housing Coalition ("NCHC"), the Natural Resources Defense Council ("NRDC") and the Southern Alliance for Clean Energy ("SACE"), (collectively, the "Settling Parties").

WHEREAS, on June 1, 2017, DE Progress filed an application for a general rate increase with the North Carolina Utilities Commission ("Commission") in Docket No. E-2, Sub 1142 (the "Docket");

WHEREAS, the NCJC, NCHC, NRDC and SACE have intervened in the Docket, and in their testimony and post-hearing brief have taken the position that the Commission should (1) reject any increase in the residential basic customer charge, (2) order an increase in funding for energy efficiency programs targeted to low-income customers, and (3) require DEP to initiate a comprehensive data collection protocol to track indicators of energy security; and

WHEREAS, the NCJC, NCHC, NRDC and SACE, and DE Progress now desire to resolve and settle one of these issues to narrow the number of issues in controversy in the Docket among these parties.
NOW, THEREFORE, for and in consideration of the foregoing, the mutual commitments and promises set forth herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Settling Parties hereby agree to resolve one of the issues among them regarding the Docket on the following terms:

1. DE Progress agrees that it shall contribute $2.5 million to the Helping Home Fund for low income energy assistance in the North Carolina service territory of DE Progress.

2. NCJC, NCHC, NRDC and SACE agree to withdraw their argument that the Commission order DE Progress to fund additional low income energy assistance beyond that agreed to in paragraph 1 above.

3. The Settling Parties will support this Partial Settlement Agreement and use their best efforts to implement and achieve its provisions.

4. This Partial Settlement Agreement shall be binding upon the parties upon the execution hereof but its substantive terms shall be effective only upon the approval of the Partial Settlement Agreement, in its entirety, by the Commission in the Docket. In the event this condition fails to occur, the Settling Parties agree that the Stipulation shall not be binding upon the Settling Parties.
IN WITNESS WHEREOF, the Parties have signed and executed as of the date set forth above.

DUKE ENERGY PROGRESS, LLC

By: 
Lawrence B. Somers
Deputy General Counsel


By: 
David L. Neal
Attorney
CERTIFICATE OF SERVICE
Docket No. E-2, Sub 1142

I certify that a copy of Duke Energy Progress, LLC’s Partial Settlement Agreement has been served by hand delivery, depositing a copy in the United States Mail, first class postage prepaid, or by electronic mail, properly addressed to the following parties of record:

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This the 22nd day of January, 2018.

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