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Duke, Daphne

From: Cooper, J. Ashley <ashleycooper@parkerpoe.com>
Sent: Tuesday, August 6, 2019 4:54 PM
To: Minges, Josh <Josh.Minges@psc.sc.gov>
Cc: Richard Whitt <richard@rlwhitt.law>; Matthew Gissendanner <matthew.gissendanner@scana.com>; Weston Adams <weston.adams@nelsonmullins.com>; Hutchins, Sarah Fulton <sarahhutchins@parkerpoe.com>; Middleton, Will <willmiddleton@parkerpoe.com>
Subject: [External] Beulah and Eastover update

Josh:
Dominion Energy South Carolina, Inc. ("DESC") submits this update to inform you and the Commission that DESC has reached confidential settlements in principle, subject to Commission approval, with Beulah Solar, LLC ("Beulah") and Eastover Solar LLC ("Eastover") on the question(s) presented in their respective Motions to Maintain Status Quo ("Motions") that were originally filed in Docket Nos. 2018-401-E and 2019-51-E, and then consolidated with Docket No. 2019-130-E.
As you are aware, the Commission heard arguments from Beulah, Eastover, Ecoplexus Inc. ("Ecoplexus"), and DESC on June 27, 2019, on the common issues arising from the pending Motions and the Motion to Maintain Status Quo filed by Ecoplexus. As a result, the Commission ordered each of these dockets to be held in abeyance until July 31, 2019, "[t]o help facilitate discussions for settlement" and "provide time for the parties to resolve their differences." Order No. 2019-541 at ¶ 1 and ¶ 2. The Commission further ordered the parties to submit briefs on the issue by August 9, 2019, if a settlement is not reached. Order No. 2019-541 at ¶ 3.
DESC is currently working with Beulah and Eastover to finalize the two confidential settlement agreements and corresponding motions to dismiss. The parties will file these with the Commission promptly upon execution. In light of these developments, the parties will not provide an additional update to the Commission this Friday, August 9, 2019. However, these settlement agreements do not resolve the Request for Modifications filed by Beulah and Eastover, which remain pending.
To date, DESC has been unable to reach such an agreement with Ecoplexus. DESC will provide a brief on August 9, 2019, regarding that matter if it is not settled in the interim.
Please let me know if you have any comments or questions.
Regards,
Ashley

J. Ashley Cooper
Partner

Parker Poe

200 Meeting Street | Suite 301 | Charleston, SC 29401-3156
Office: 843.727.2674 | Fax: 843.727.2680 | vcard | map