Action Item 7

COMMISSION DIRECTIVE

ADMINISTRATIVE MATTER	☐	DATE	**August 13, 2008**
MOTOR CARRIER MATTER	☐	DOCKET NO.	**2007-440-E**
UTILITIES MATTER	☑	ORDER NO.	

SUBJECT:

DOCKET NO. 2007-440-E - Application of Duke Energy Carolinas, LLC for Approval of Decision to Incur Nuclear Generation Pre-Construction Costs for the Lee Nuclear Station in Cherokee County - Discuss with the Commission the Friends of the Earth's Motion to Rescind or Amend Commission Order No. 2008-417.

COMMISSION ACTION:

Move that we deny the Motion to Rescind or Amend Commission Order No. 2008-417 filed by the Friends of the Earth as untimely filed under the rules of the Commission because it deals with issues already addressed in the record in the case. Also, I move that we deny the motion on the basis that no new information was provided that would show that it is not prudent for Duke Energy to incur pre-construction costs for the William States Lee, III Nuclear Station in Cherokee County.

PRESIDING: Fleming

SESSION: Regular

TIME: 2:30 p.m.

	MOTION	YES	NO	OTHER	
CLYBURN	☐	☑	☐		
FLEMING	☐	☑	☐		
HAMILTON	☑	☑	☐		
HOWARD	☐	☐	☐	Absent	Annual Leave
MITCHELL	☐	☐	☐	Absent	Sick Leave
WHITFIELD	☐	☑	☐		
WRIGHT	☐	☑	☐		

RECORDED BY: J. Schmieding