BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2016-1-E

IN RE: Annual Review of Base Rates for Fuel Costs of Duke Energy Progress, LLC	))))))	**PETITION TO INTERVENE**

INTRODUCTION

This Commission established Commission Docket 2016-1-E, on October 1, 2015, for this Commission's annual review of Base Rates for Fuel Costs for Duke Energy Progress, LLC, ("DEP"), pursuant to S.C. Code Ann. Section 58-27-865, *et. seq.*, (Supp. 2015) and coincident with this proceeding and pursuant to S.C. Code Ann. § 58-39-140, (Supp. 2015), the Commission will also determine whether an increase or decrease should be granted in the fuel cost component designed to recover the incremental or avoided costs incurred by the Company to implement the Distributed Energy Resource program previously approved by the Commission.

Petitioner herein is Southern Current LLC. This Petition to Intervene is filed pursuant to R. 103-825, of this Commission's Rules and Regulations and other applicable Rules and Regulations of this Commission. This Petition to Intervene is also consistent with S.C. Code Ann. Section 58-27-865, *et. seq.*, (Supp. 2015), which allows participation by, "...all interested parties...." Petitioner seeks permission to intervene and be made a party of record in the above-referenced Docket, with full rights of participation. This Petition to Intervene follows:

PETITIONER

Southern Current LLC.

1. Southern Current LLC is the company resulting from the merger of, "Solbridge Energy LLC" and "Sustainable Energy Solutions, LLC". Southern Current LLC is a Delaware Limited Liability Corporation, duly organized and authorized to conduct business in the State of South Carolina, with its principal place of business at 1634 Ashley River Road, Charleston, South Carolina 29407, ("Southern Current").

2. Southern Current is a renewable energy solutions provider, with a focus on solar photovoltaic energy systems. Southern Current has installed over 300 Solar Energy Systems in seven different States. Southern Current's services include planning, consulting, design, system installation and maintenance and project development.

3. As a developer, Southern Current controls a pipeline of 500 MW of utility scale projects focused mainly in the Southeastern States, including Maryland, North Carolina, South Carolina, Arkansas, Alabama, Mississippi and Florida. Southern Current's projects range in size from 1 to 80 MW.

Request for Intervenor Status.

4. Petitioner, Southern Current, in the name of its two predecessor companies listed in the Introduction hereinabove, received approval for intervention from this Commission in Commission Dockets 2015-53-E, 2015-55-E, 2015-203-E, 2015-204-E, 2015-205-E and 2015-362-E. Southern Current received approval for intervention from this Commission in Commission Docket 2015-8-E and Docket 2016-2-E.

5. Southern Current is financially impacted by this Commission's Review, as is outlined in more detail hereinbelow.

6. Specifically, Petitioner plans to conduct business with DEP, including sales to DEP's Consumers in DEP's assigned territory, and Petitioner Southern Current has a material interest in this Commission's Review.

This Commission's Review.

7. This Commission is conducting a Review of DEP's fuel purchasing practices and policies pursuant to S.C. Code Ann. § 58-27-865, (Supp. 2015).

8. Coincident with this proceeding and pursuant to S.C. Code Ann. § 58-39-140, (Supp. 2015), the Commission will also determine whether an increase or decrease should be granted in the fuel cost component designed to recover the incremental or avoided costs incurred by the Company to implement the Distributed Energy Resource program previously approved by the Commission.

9. This Commission's annual Review of DEP's fuel purchasing practices and policies will determine if any adjustment in the fuel cost recovery mechanism is necessary and reasonable.

10. As outlined hereinabove, Petitioner, Southern Current has substantial business interests with DEP and DEP's Consumers in DEP's assigned territory in South Carolina.

11. Petitioner's position is that Southern Current has a direct and substantial interest in the Review to be made by this Commission in this Docket and Petitioner's interests cannot be adequately addressed by any other party. Petitioner's further position is that Petitioner Southern Current will be impacted by this Commission's decision upon its Review, outlined hereinabove. Therefore, the decision of this Commission is important to the Petitioner from a financial standpoint. Petitioner's further position is that Intervention is contemplated by S.C. Code Ann. Section 58-27-865, *et. seq.* (Supp. 2015), and Petitioner's Intervention will aid this Commission by assisting in the development of a full and fair record to address the important Review to be conducted in this Docket. As shown above, Petitioner has a direct and material interest in this Commission's Review and Petitioner's interests are not adequately represented by the current parties in this Docket.

12. This Petition to Intervene is timely filed with this Commission.

13. Furthermore, Petitioner's Intervention is consistent with this Commission's long standing policy, "...in encouraging maximum public participation in issues before the Commission, and [Intervention] [is] allowed so that a full and complete record addressing...views and concerns can be developed." (Order No.: 2005-725, in Docket No.: 2005-270-G, dated December 16, 2005).

14. Petitioner should be allowed to intervene in this Docket, with full rights of cross examination, discovery and participation in any Hearing to be scheduled in this Docket.

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15. The granting of Southern Current LLC's Petition to Intervene is (**i**) contemplated by S.C. Code Ann. Section 58-27-865, *et. seq.* (Supp. 2015), (**ii**) in the public interest and (**iii**) consistent with the policies of this Commission in encouraging maximum public participation in issues before it and intervention should be allowed so that a full and complete record addressing its views and concerns can be developed.

16. Southern Current LLC is represented by counsel in this proceeding:

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WHEREFORE, Petitioner prays for the following relief:

(**a**) That this Petition to Intervene be accepted and that Petitioner be made a party of record;

(**b**) That Petitioner be allowed to participate fully in this proceeding and take such positions as it deems advisable; and

(**c**) For such other and further relief as is just and proper.

Respectfully Submitted,
/S/

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March 22, 2016
Columbia, South Carolina