

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. SP-4049, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Application of Kojak Farm, LLC, for a ) ORDER ISSUING CERTIFICATE  
Certificate of Public Convenience and ) AND ACCEPTING REGISTRATION  
Necessity to Construct a 5-MW Solar ) OF NEW RENEWABLE ENERGY  
Facility in Nash County, North Carolina ) FACILITY

BY THE COMMISSION: On August 1, 2014, Kojak Farm, LLC (Applicant), filed an application pursuant to Commission Rule R8-64(b) with the Commission seeking a certificate of public convenience and necessity pursuant to G.S. 62-110.1(a) for construction of a 5-MW<sub>AC</sub> solar photovoltaic electric generating facility to be located in Nash County, North Carolina. The Applicant planned to sell the electricity generated by this facility to Duke Energy Progress, Inc. (DEP).

Contemporaneously with the application, the Applicant filed a registration statement for a new renewable energy facility. The registration statement included the certified attestations required by Commission Rule R8-66(b).

On August 18, 2014, the Commission issued an Order Requiring Publication of Notice.

On August 20, 2014, the Applicant filed a certificate of service stating that the public notice and a copy of the application were provided to DEP on August 20, 2014.

On September 29, 2014, the State Clearinghouse filed comments. Because of the nature of the comments, the cover letter indicated that no further State Clearinghouse review action by the Commission was required for compliance with the North Carolina Environmental Policy Act.

On September 30, 2014, the Applicant filed an affidavit of publication from The Nashville Graphic stating that the publication of notice was completed on September 18, 2014. No complaints have been received.

The Public Staff presented this matter to the Commission at its Regular Staff Conference on November 3, 2014. The Public Staff stated that it had reviewed the application and determined it to be in compliance with the requirements of G.S. 62-110.1(a) and Commission Rule R8-64. The Public Staff further stated that the registration statement contains the certified attestations required by Commission

Rule R8-66(b). Therefore, the Public Staff recommended approval of the certificate and registration for the facility

After careful consideration, the Commission finds good cause to approve the amended application and issue the attached certificate of public convenience and necessity for the proposed solar photovoltaic electric generating facility. The Commission further finds good cause, based upon the foregoing and the entire record in this proceeding, to accept registration of the facility as a new renewable energy facility. The Applicant should annually file the information required by Commission Rule R8-66 on or before April 1 of each year and will be required to participate in the NC-RETS REC tracking system (<http://www.ncrets.org>) in order to facilitate the issuance of RECs.

IT IS, THEREFORE, ORDERED as follows:

1. That the application of Kojak Farm, LLC for a certificate of public convenience and necessity shall be, and is hereby, approved.

2. That Appendix A shall constitute the certificate of public convenience and necessity issued to Kojak Farm, LLC for the 5-MW<sub>AC</sub> solar photovoltaic electric generating facility located in Nash County, west of Pace Road and south of Sandpiper Way, near Bailey, North Carolina.

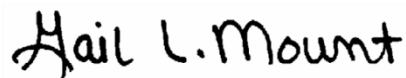
3. That the registration statement filed by Kojak Farm, LLC, for its solar photovoltaic facility located in Nash County, North Carolina, as a new renewable energy facility shall be, and is hereby, accepted.

4. That Kojak Farm, LLC, annually file the information required by Commission Rule R8-66 on or before April 1 of each year.

ISSUED BY ORDER OF THE COMMISSION.

This the 4<sup>th</sup> day of November, 2014.

NORTH CAROLINA UTILITIES COMMISSION



Gail L. Mount, Chief Clerk

STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH

DOCKET NO. SP-4049, SUB 0

Kojak Farm, LLC  
50101 Governors Drive, Suite 280  
Chapel Hill, North Carolina 27517

is hereby issued this

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
PURSUANT TO G.S. 62-110.1

for a 5-MW<sub>AC</sub> solar photovoltaic electric generating facility

located

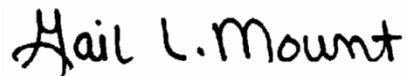
in Nash County, west of Pace Road and south of Sandpiper Way, near Bailey, North  
Carolina,

subject to all orders, rules, regulations and conditions  
as are now or may hereafter be lawfully made  
by the North Carolina Utilities Commission.

ISSUED BY ORDER OF THE COMMISSION.

This the 4<sup>th</sup> day of November, 2014.

NORTH CAROLINA UTILITIES COMMISSION



Gail L. Mount, Chief Clerk