



South Carolina

DEPARTMENT OF CONSUMER AFFAIRS

293 Greystone Boulevard Suite 400
P. O. BOX 5757
COLUMBIA, SC 29250-5757

Henry D. McMaster
Governor

Carri Grube Lybarker
Administrator/
Consumer Advocate

PROMOTING A FAIR MARKETPLACE SINCE 1975

August 3, 2026

RECEIVED

Aug 03 2026

S.C. SUPREME COURT

VIA ELECTRONIC FILING

The Honorable Patricia A. Howard
Clerk of Court
Supreme Court of South Carolina
1231 Gervais Street
Columbia, South Carolina 29201
supctfilings@sccourts.org

RE: In re: Application of Duke Energy Progress, LLC to Have the Terms of the Electric Rate Stabilization Adjustment Apply to the Company's Rates and Charges for Retail Electric Service
PSC Docket No. 2026-78-E
Appellate Case No. 2026-001614

Dear Ms. Howard:

Please find enclosed for filing on behalf of the South Carolina Department of Consumer Affairs the Motion to Dismiss the Petition for Original Jurisdiction and a Common-Law Writ of Certiorari and Memorandum in support thereof. As indicated on the Certificate of Service, all parties of record will be served via electronic mail.

As noted in the Motion and Memorandum, the Petition should be dismissed because:

1. The Commission review process is not yet complete and DEP may still be made whole without prejudicing any party.
2. Granting the Petition does not serve the public interest

Along with its Petition, Duke Energy Progress also filed a Notice of Appeal. The appeal was assigned Appellate Case No. 2026-001613 and the Department is separately filing a Motion to Dismiss that appeal.

Please advise if anything else is required for filing.

Regards,

/s/Roger P. Hall
Roger Hall, Esq.
Deputy Consumer Advocate