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Oct 15 2026
S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In the Supreme Court

IN THE ORIGINAL JURISDICTION

ON COMMON LAW WRIT OF CERTIORARI
TO THE PUBLIC SERVICE COMMISSION

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.....Petitioner.

Appellate Case No. 2026-001614

CONSENT MOTION FOR LEAVE TO FILE AMENDED BRIEF OF PETITIONER

Under Rule 240, SCACR, Petitioner Duke Energy Progress, LLC (DEP) moves for leave to file the enclosed Amended Brief of Petitioner that removes references to an order of the Public Service Commission of South Carolina on which DEP initially relied. *See* Order No. 2005-619, Docket No. 2005-113-G (S.C. Pub. Serv. Comm'n Oct. 31, 2005). After further review, the order is distinguishable because it was issued in the context of a rate stabilization election filed simultaneously with a base rate case, not only an election. The enclosed brief removes this citation from pages iv, 3, 6, 7, and 13. Aside from attendant conforming edits from the plural to the singular, no other changes were made. Because the changes are immaterial and the other order cited still supports DEP's argument, no party will be prejudiced by this minor amendment.

Under these circumstances, DEP asks the Court not to disturb the existing October 21, 2026 deadline for other parties to file their briefs under the Court's expedited briefing schedule. Prior to filing this motion, the undersigned consulted with counsel for all parties, and none opposes the

motion. For good cause shown, the Court should therefore grant this motion, maintain the expedited briefing schedule, and accept the enclosed brief as filed.

Respectfully submitted,

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October 15, 2026