

suppliers will be adversely affected in a manner contrary to the public interest by granting such petition. In making such determination, the Commission shall take into consideration, without limitation, the impact and effect of any and all other previously approved petitions of like type with respect to such incumbent electric utility; and

- b. Approval of such petition is consistent with the public interest.

Walmart seeks Commission permission to aggregate or combine the demands of 44 nonresidential retail customers.² The Petition also identifies Appalachian Power Company as the local distribution company that is certificated to provide retail electric service in the area where Walmart proposes to aggregate load.³

NOW THE COMMISSION, upon consideration of Walmart's Petition, is of the opinion and finds that the Petition should be docketed; that this Order for Notice and Comment should be served upon appropriate persons; that the Commission's Staff ("Staff") should conduct an investigation of the Petition and present its findings in a report; and that interested persons should have an opportunity to comment and request a hearing on the Petition.

Accordingly, IT IS ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUR-2017-00174.

- (2) A copy of the Petition and supporting documents shall be made available for public inspection in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia, between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays. A copy of the Petition also may be downloaded from the Commission's website: <http://www.scc.virginia.gov/case>.

² Petition at 1. The Petition provides, among other things, peak demand figures and locations for these customers. *Id.* at Attachment A.

³ *Id.* at 1, 3.

(3) On or before February 15, 2018, Walmart shall serve a copy of this Order for Notice and Comment upon Appalachian Power Company by delivering a copy to Noelle J. Coates, Esquire, American Electric Power Service Corporation, 3 James Center, 1051 East Cary Street, Suite 1100, Richmond, Virginia 23219.

(4) On or before March 1, 2018, Walmart shall file proof of service as ordered herein with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

(5) Any interested person may request a copy of the Petition, accompanying materials, and this Order for Notice and Comment by directing a request in writing to: Carrie M. Harris, Esquire, Spilman Thomas & Battle, PLLC, 110 Oakwood Drive, Suite 500, Winston-Salem, North Carolina 27103. Walmart shall, within three (3) days of receiving such request, serve the requested documents upon the person making such request.

(6) Written comments on the Petition may be filed on or before March 15, 2018, by either of the following methods. An original and fifteen (15) copies of any comments may be filed with the Clerk of the Commission at the address set forth in Ordering Paragraph (4). In the alternative, comments may be submitted electronically by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/case>. A hard copy of such comments, whether submitted in writing or electronically, shall be served on Walmart at the address identified in Ordering Paragraph (5). All comments shall refer to Case No. PUR-2017-00174.

(7) On or before March 15, 2018, any interested person may request that the Commission convene a hearing on the Petition. If not filed electronically, an original and fifteen

(15) copies of the request for hearing shall be filed with the Clerk of the Commission at the address set forth in Ordering Paragraph (4). Requests for hearing shall refer to Case No. PUR-2017-00174 and shall include: (i) a precise statement of the filing party's interest in the proceeding; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should be conducted in this matter. A copy also shall be served on Walmart at the address set forth in Ordering Paragraph (5).

(8) The Staff shall analyze Walmart's Petition and shall present its findings in a report to be filed on or before April 13, 2018.

(9) On or before April 30, 2018, Walmart and any person who filed comments on the Petition may file with the Clerk of the Commission an original and fifteen (15) copies of any response to the Staff report or any comments submitted in response to the Petition.

(10) Walmart shall respond to written interrogatories or data requests within seven (7) calendar days after the receipt of the same. Interrogatories and data requests, as well as the responses thereto, shall be transmitted via facsimile or electronic mail as well as by first class mail. Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-10 *et seq.*

(11) This matter is continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
Carrie M. Harris, Esquire, Spilman Thomas & Battle, PLLC, 110 Oakwood Drive, Suite 500,
Winston-Salem, North Carolina 27103; Derrick Price Williamson, Esquire, Spilman Thomas &
Battle, PLLC, 1100 Bent Creek Boulevard, Suite 101, Mechanicsburg, Pennsylvania 17050; C.
Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office

of the Attorney General, 202 N. 9th Street, 8th Floor, Richmond Virginia 23219-3424; Craig G. Goodman, President, National Energy Marketers Association, 895 Roberta Lane, Suite 103, Sparks, Nevada 89431; and Irene Leech, Virginia Citizens Consumer Council, 4220 North Fork Road, Elliston, Virginia 24087. A copy also shall be delivered to the Commission's Office of General Counsel and Divisions of Utility Accounting and Finance and Public Utility Regulation.

2025 RELEASE UNDER E.O. 14176