

FILED

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

2014 APR -7 P 3:57

WAKE COUNTY, S.S.C.

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
13 CVS 00093

BY \_\_\_\_\_

CAPE FEAR RIVER WATCH, SIERRA )  
CLUB, WATERKEEPER ALLIANCE and )  
WESTERN NORTH CAROLINA ALLIANCE, )

Petitioners, )

v. )

NORTH CAROLINA ENVIRONMENTAL )  
MANAGEMENT COMMISSION, )

Respondent, )

DUKE ENERGY CAROLINAS, LLC, and )  
DUKE ENERGY PROGRESS, INC., )

Intervenor-Respondents. )

**NOTICE OF APPEAL**

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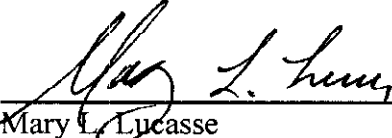
TO THE HONORABLE COURT OF APPEALS OF NORTH CAROLINA:

Respondent North Carolina Environmental Management Commission, pursuant to N.C. Gen. Stat. §§ 7A-27(b) and 150B-52 and Rule 3 of the N.C. Rules of Appellate Procedure, hereby gives Notice of Appeal to the Court of Appeals of North Carolina from the Order on Petition for Judicial Review entered on March 6, 2014, in the Superior Court of Wake County, the Honorable Paul C. Ridgeway, Judge Presiding. This Order reversed the Declaratory Ruling issued by the North Carolina Environmental Management Commission on December 18, 2012.

Respectfully submitted, this the 7th day of April, 2014.

ROY COOPER  
ATTORNEY GENERAL

By:

  
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North Carolina Department of Justice  
Environmental Division  
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Raleigh, North Carolina 27602

## CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **NOTICE OF APPEAL** has been served on the following individuals at the address set forth below by depositing a copy of the same in the United States mail, first class, postage prepaid, with courtesy copies served by electronic mail:

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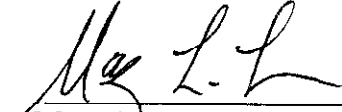
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This the 7th day of April, 2014.

  
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Special Deputy Attorney General