

**Molly M. Jagannathan**  
D 704.998.4074  
molly.jagannathan@troutman.com

November 22, 2023

Ms. Shonta Dunston  
Chief Clerk  
North Carolina Utilities Commission  
430 N. Salisbury Street  
Raleigh, North Carolina

**Re: In the Matter of Investigation Regarding Consolidation of Water and Wastewater  
Utilities and the Utilization of Uniform Rates  
Docket No. W-100, Sub 67**

Ms. Dunston:

Pursuant to the North Carolina Utilities Commission's *Order Rescheduling Technical Conference* dated October 17, 2023, enclosed for filing please find Red Bird Utility Operating Company, LLC's Petition to Intervene.

Please contact me if you or the Commission have any questions regarding this filing.

Best regards,

/s/ Molly M. Jagannathan

Molly M. Jagannathan

MMJ

cc: Parties of Record w/ Encl.

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-100, SUB 67

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Investigation Regarding Consolidation of Water and Wastewater Utilities and the Utilization of Uniform Rates	) ) ) ) )	RED BIRD UTILITY OPERATING COMPANY, LLC'S PETITION TO INTERVENE
--	-----------------------	---

NOW COMES Red Bird Utility Operating Company, LLC ("Red Bird"), by and through the undersigned counsel and pursuant to Commission Rules R1-5 and R1-19, and files this petition to intervene in the above-captioned docket. In support of this petition, Red Bird respectfully shows the following:

1. Red Bird is a current owner and operator of water and wastewater utility systems in North Carolina. Red Bird's mailing address is 1630 Des Peres Road, Suite 140, St. Louis, Missouri, 63131.
2. Red Bird has pending before this Commission several acquisition proceedings, including applications for transfer and two applications for Certificate of Public Convenience and Necessity, through which it intends to acquire for operation additional water and wastewater utility systems.
3. Red Bird has declared its intent to seek rate consolidation in a future rate case proceeding.
4. In this proceeding, presentations to the Commission are directed to address, among other things, "[w]hether the availability of the Water and Sewer Investment Plan (WSIP) ratemaking mechanism, N.C.G.S., § 62-133.1B, affects the analysis of

whether uniform rates or stand-alone rates are appropriate at the time of approval of a request to transfer a utility franchise;

5. As a current and prospective owner and operator of water and wastewater utility systems in North Carolina, Red Bird has a direct, substantial, and pecuniary interest in this proceeding.
6. As a party to several pending acquisition proceedings before the Commission, Red Bird has a direct, substantial, and pecuniary interest in this proceeding.
7. The attorneys for Red Bird to whom all correspondence and filings in the docket should be addressed are:

Kiran Mehta  
Molly Jagannathan  
Mindy McGrath  
Holly Ingram  
Troutman Pepper Hamilton Sanders, LLP  
301 S. College Street  
Suite 3400  
Charlotte, NC 28202

8. Red Bird consents to service by electronic mail pursuant to R1-39. Electronic service should be addressed to [molly.jagannathan@troutman.com](mailto:molly.jagannathan@troutman.com) and [mindy.mcgrath@troutman.com](mailto:mindy.mcgrath@troutman.com).

WHEREFORE, Petitioner respectfully requests that the Commission issue an order allowing it to intervene and fully participate in this proceeding, including the technical conference on December 6, 2023, and to otherwise exercise all rights of a party to this proceeding.

Respectfully submitted this the 22nd day of November 2023.

/s/ Molly Jagannathan

Molly M. Jagannathan (NC Bar No. 36931)

Mindy McGrath (NC Bar No. 35628)

Holly Ingram (NC Bar No. 55156)

MMJ Telephone: (704) 998-4074

MM Telephone: (704) 916-1522

Troutman Pepper Hamilton Sanders LLP

301 College Street

34<sup>th</sup> Floor

Charlotte, NC 28202

[molly.jagannathan@troutman.com](mailto:molly.jagannathan@troutman.com)

[mindy.mcgrath@troutman.com](mailto:mindy.mcgrath@troutman.com)

**CERTIFICATE OF SERVICE****DOCKET NO. W-100, SUB 67**

I hereby certify that a copy of Red Bird Utility Operating Company's Petition to Intervene was served electronically or by depositing a copy of the same in the United States Mail, first class postage prepaid, at the addresses contained in the official service lists in these proceedings.

This the 22nd day of November 2023.

**RED BIRD UTILITY OPERATING COMPANY, LLC**

/s/ Molly Jagannathan

Molly M. Jagannathan (NC Bar No. 36931)

Mindy McGrath (NC Bar No. 35628)

Holly Ingram (NC Bar No. 55156)

MMJ Telephone: (704) 998-4074

MM Telephone: (704) 916-1522

Troutman Pepper Hamilton Sanders LLP

301 College Street

34<sup>th</sup> Floor

Charlotte, NC 28202

[molly.jagannathan@troutman.com](mailto:molly.jagannathan@troutman.com)

[mindy.mcgrath@troutman.com](mailto:mindy.mcgrath@troutman.com)