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September 11, 2023

Ms. A. Shonta Dunston  
Chief Clerk  
North Carolina Utilities Commission  
430 N. Salisbury Street  
Raleigh, NC 27603

***RE: In the Matter of Application for Transfer of Utility Operations and Assets  
of Total Environmental Solutions, Inc. to Red Bird Water  
Docket Nos. W-1146, Sub 13 and W-1328, Sub 10  
Lake Royale Property Owners Association Petition to Intervene***

Dear Ms. Dunston:

In accordance with the Commission's July 11, 2023, Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Customer Notice, specifically ordering paragraph number 6, and on behalf of Lake Royale Property Owners Association, we herewith submit its Petition to Intervene in the above referenced dockets.

Thank you in advance for your assistance with this filing. If you should have any questions, please do not hesitate to contact me.

Very truly yours,

*/s/ David T. Drooz*

David T. Drooz

Attachment

A Pennsylvania Limited Liability Partnership

California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota  
Nevada New Jersey New York North Carolina Pennsylvania South Carolina Texas Washington

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cc: NC Public Staff  
Parties and Counsel of Record  
Ms. Grace Noonan, Lake Royale Property Owners' Association

STATE OF NORTH CAROLINA  
 UTILITIES COMMISSION  
 RALEIGH

Docket No. W-1146, Sub 13  
 Docket No. W-1328, Sub 10

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of ) Application by Red Bird Utility Operating ) Company, LLC, 1650 Des Peres Road, ) Suite 303, St. Louis, Missouri 63131, and ) Total Environmental Solutions, Inc., Post ) Office Box 14056, Baton Rouge, ) Louisiana 70898, for Authority to ) Transfer the Lake Royale Subdivision ) Water and wastewater Utility Systems and ) Public Utility Franchise in Franklin and ) Nash Counties, North Carolina, and for ) Approval of Rates )	LAKE ROYALE PROPERTY OWNERS ASSOCIATION PETITION TO INTERVENE
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NOW COMES the Lake Royale Property Owners Association, Inc. (Lake Royale POA), through counsel and petitions for an order allowing intervention pursuant to Rule R1-19 of the Rules and Regulations of the North Carolina Public Utilities Commission ("Commission"). In support of this Petition, the Lake Royale POA shows the following.

1. The Lake Royale POA is a nonprofit corporation that serves property owners in the community served by the regulated public utility water and wastewater systems that are the subject of these dockets. Members of the Lake Royale POA are current customers of Total Environmental Solutions, Inc. (TESI).
2. The Lake Royale POA requests that copies of all filings and other communications in the above-captioned dockets be directed to and served upon:

David T. Drooz  
 Fox Rothschild, LLP  
 434 Fayetteville Street, Suite 2800  
 Raleigh, North Carolina 27601-2943  
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3. Property owners who are members of the Lake Royale POA and who are customers of TESI are directly impacted by the quality of service from the TESI water and wastewater systems, and will be affected by the rates and quality of service to be provided by Red Bird Utility Operating Company (Red Bird) if the transfer is approved.

4. The Lake Royale POA understands and is grateful that consumer interests are represented by the Public Staff of the North Carolina Utilities Commission (Public Staff) and potentially by the Attorney General's office. However, the property owners have great concerns about their utility service – the need for improved water quality, infrastructure repairs and improvements, more responsive utility service, more accurate billing, and reasonable rates going forward - and have chosen to hire the undersigned counsel to support their request for a customer hearing and to assist them in expressing their concerns about the quality of service and potential future rates for these utility systems.
5. This intervention is not intended to unduly delay the proceedings or prejudice the rights of other parties. This intervention is not for the purpose of delay, and no prejudice will result to the other parties if the Lake Royale POA is allowed to intervene.
6. Pursuant to Rule R1-39, the Lake Royale POA agrees to electronic service of all pleadings and other documents in this docket.

WHEREFORE, the Lake Royale POA respectfully requests that the Commission grant it intervenor status as a full party of record and allow it to participate fully in these proceedings including, without limitation, cross examination of witnesses, participation in all formal and informal conferences and hearings, and filings of briefs and any other pleading, to the extent it deems necessary for its full participation herein.

Respectfully submitted this the 11th day of September 2023.

**Electronically Submitted**

*/s/ David T. Drooz*

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**ATTORNEY FOR  
LAKE ROYALE PROPERTY OWNERS  
ASSOCIATION, INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing LAKE ROYALE PROPERTY OWNERS ASSOCIATION PETITION TO INTERVENE has been served this day upon all the NC Public Staff and parties of record in this proceeding, or their legal counsel, by electronic mail or by delivery to the United States Post Office, first-class postage pre-paid.

This is the 11<sup>th</sup> day of September, 2023

By: */s/ David T. Drooz*