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March 13, 2024

VIA ELECTRONIC FILING

Ms. A. Shonta Dunston
Chief Clerk
North Carolina Utilities Commission
430 North Salisbury Street
Dobbs Building, Fifth Floor
Raleigh, NC 27603

Re: In the Matter of Application of Old North State Water Company, Inc. for a Certificate of Public Convenience and Necessity to Provide Water Utility Service to Baker Farms Subdivision, in Franklin County, North Carolina and for Approval of Rates
NCUC Docket No. W-1300 Sub 97
Joint Motion to Cancel Hearing

Dear Mr. Dunston:

On behalf of Old North State Water Company, Inc. and NC Public Staff, attached hereto is a Joint Motion to Cancel Hearing in the above referenced matter and docket.

If you should have any questions concerning this Motion, please do not hesitate to contact me.

With best regards,

/s/ *David T. Drooz*

David T. Drooz

cc: NC Public Staff

pbb

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**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1300, SUB 97

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
Application by Old North State)	
Water Company, Inc. for a)	
Certificate of Public Convenience)	JOINT MOTION
and Necessity to Provide Water)	TO
Utility Service to Baker Farms)	CANCEL HEARING
Subdivision in Franklin County,)	
North Carolina and for Approval)	
of Rates)	

Old North State Water Company, Inc. (ONSWC or Company), through counsel, and the Public Staff – North Carolina Utilities Commission (Public Staff), through its Executive Director, Christopher J. Ayers (collectively, the Parties), request that the North Carolina Utilities Commission (Commission) cancel the hearing scheduled for this matter and cancel all pending deadlines for prefiled testimony. In support of this Joint Motion, the Parties show the following:

1. ONSWC filed its application for a certificate of public convenience and necessity (CPCN) and approval of rates in the above-captioned docket on January 23, 2024. ONSWC subsequently filed Amended Page 3 to the CPCN Application on February 27, 2024.

2. On January 30, 2024, the Commission issued an Order Requiring Notice from Public Staff as to whether the application was deemed complete. On February 1, 2024, Public Staff filed a Letter stating the application included all

information required and advised the application is complete as of January 25, 2024.

3. On February 2, 2024, the Commission issued an Order Finding the Application Complete and Requiring the Public Staff to Provide Specific Data.

4. On February 9, 2024, the Public Staff responded to the February 2, 2024, Order and provided the additional information requested on February 9, 2024.

5. On February 12, 2024, the Commission issued an Order Scheduling Hearing and Establishing Discovery Guidelines.

6. The Commission's Scheduling Order issued on February 12, 2024, provides that the Company's prefiled direct testimony shall be filed by June 27, 2024; that the Public Staff and other intervenors' prefiled direct testimony shall be filed by July 17, 2024; and ONSWC's prefiled rebuttal testimony, if any, shall be filed by August 6, 2024.

7. An expert witness hearing is scheduled for August 26, 2024. No customer hearing has been scheduled. To date there is no intervention; the only parties in this docket are the Public Staff and ONSWC. Neither the Company nor the Public Staff have information indicating there might be an intervention by any other party.

8. The Parties have reached agreement to recommend approval of the CPCN Application. As part of that agreement, and not as precedent for future proceedings, ONSWC will start depreciation on the utility plant as of February 4,

2023, the date that the North Carolina Department of Environmental Quality provided notice of final approval of the water system.

9. Because the Parties have agreed to recommend approval of the application, there are no issues to be resolved through presentation of prefiled expert witness testimony.

10. The verified CPCN Application, as amended, provides a factual background sufficient to support an order without expert witness testimony.

11. The Public Staff plans to present this matter on the agenda for a Regular Staff Conference in lieu of hearing. Accordingly, there is no need for further prefiled testimony or a hearing.

12. Excusal of the Parties from the requirement to prefile any further expert witness testimony will serve administrative efficiency, save time, and save cost.

13. In the unlikely event that another party does intervene by the July 17, 2024, deadline and files testimony, then the Commission can direct ONSWC to prefile rebuttal testimony by August 6, 2024.

WHEREFORE, the Parties move that the Commission issue an order that cancels the hearing scheduled for August 26, 2024, and cancels the requirement for any further prefiled testimony, subject to change if intervenor testimony is filed by July 17, 2024.

Respectfully submitted, this the 13th day of March, 2024.

Electronically Submitted

/s/David T. Drooz

David T. Drooz

State Bar No. 10310

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/s/Reita Coxton

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing JOINT MOTION TO CANCEL HEARING, filed by Old North State Water Company, Inc. in Docket No. W-1300, Sub 97, has been served on each of the parties of record in this proceeding or their legal counsel by email / electronic transmission or by deposit of same in the U. S. Mail, postage prepaid.

This the 13 day of March, 2024.

Electronically Submitted

/s/ David Drooz
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