

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1297, SUB 14

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
Pinnacle Bank, as successor by merger)	
with Bank of North Carolina,)	
Complainant)	
)	ORDER GRANTING MOTION
v.)	TO SUBSTITUTE PARTIES
)	
Harkers Island Sewer Company,)	
Respondent)	

BY THE CHAIR: On May 2, 2019, in the above-captioned proceeding, Pinnacle Bank, as successor by merger with Bank of North Carolina (Pinnacle Bank), filed a complaint against Harkers Island Sewer Company (Respondent).

On May 10, 2019, the Commission issued an Order serving the complaint on the Respondent and directing the Respondent to satisfy the demands set out in the complaint or to file an answer with the Commission.

On June 14, 2019, as corrected and revised by a subsequent filing on June 17, 2019, the Respondent filed its answers and responses.

On June 18, 2019, the Commission issued an Order serving the Respondent's answers and responses on Pinnacle Bank and allowing Pinnacle Bank until July 1, 2019, to either reply to the Respondent or request a hearing.

On June 27, 2019, Pinnacle Bank filed the first of four requests for an extension of time to reply or request a hearing, each of which the Commission subsequently granted by orders issued in this docket.

On October 21, 2019, Pinnacle Bank timely filed its response to the Respondent indicating that the Respondent's answers and responses were not satisfactory and requesting that the Commission keep this docket open for at least six months so that the matters complained of could be monitored by Pinnacle Bank and the Commission.

On April 9, 2020, MRT-1, LLC filed a motion pursuant to Commission Rule R1-7 requesting that it be substituted for Pinnacle Bank as the complainant in this proceeding. In support of its motion, MRT-1, LLC states that all the real property at issue in this proceeding was conveyed by Pinnacle Bank to MRT-1, LLC via a deed recorded

December 30, 2019, in Book 1659, at Page 65, of the Carteret County Registry. In addition, MRT-1, LLC states that the claims raised in this proceeding were assigned to MRT-1, LLC by Pinnacle Bank. Finally, MRT-1, LLC states that it has reached out to counsel for the Respondent but has not received a substantive response. Therefore, MRT-1, LLC requests that it be substituted as the party-complainant as the present record title owner of the real property at issue in this proceeding and that Pinnacle Bank be removed as a party to this proceeding, as it no longer has an interest in the real property and the matters at issue in this proceeding.

Pursuant to Commission Rule R1-7, motions may be addressed to the Commission to substitute parties.

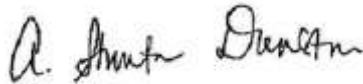
Based upon the foregoing and the entire record herein, the Chair finds that good cause exists to grant MRT-1, LLC's motion to be substituted for Pinnacle Bank as the party-complainant in this proceeding.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of October, 2020.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, appearing to read "A. Shonta Dunston".

A. Shonta Dunston, Deputy Clerk