

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-1328, SUB 11

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application by Red Bird Utility Operating	)
Company, LLC d/b/a Red Bird Water, for a	)
Certificate of Public Convenience and	)
Necessity to Provide Water and Wastewater	)
Utility Service to the Pine Mountain Lakes	)
Subdivision in Burke County, North Carolina,	)
and for Approval of Rates	)
	ORDER GRANTING EXTENSION
	OF TIME TO FILE SETTLEMENT
	AGREEMENT AND STIPULATION
	IN LIEU OF TESTIMONY NUNC
	PRO TUNC

BY THE PRESIDING COMMISSIONER: On September 30, 2021, Red Bird Utility Operating Company, LLC d/b/a Red Bird Water (Red Bird) filed with the Commission an Application for a Certificate of Public Convenience and Necessity and for Approval of Rates (Application) seeking to provide water and sewer utility service to Pine Mountain Lakes subdivision in Burke County, North Carolina.

On January 16, 2024, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Customer Notice (Scheduling Order) which, among other things, scheduled the Public Staff to file its prefiled direct testimony on or before Monday, February 26, 2024, and for Red Bird to file its rebuttal testimony on or before Monday, March 11, 2024.

On February 23, 2024, the Public Staff filed a Motion for Extension of Time to file Testimony (Motion) requesting an extension of time to file its prefiled direct testimony to Wednesday, February 28, 2024, and in connection with its Motion, also requested that the time for Red Bird to file any rebuttal testimony be extended by the same two-day interval to Wednesday, March 13, 2024.

On February 28, 2024, the Public Staff and Red Bird (Joint Movants) filed a Joint Motion for Leave to File Stipulations and Settlement Testimony in Lieu of Direct and Rebuttal Testimony (Joint Motion). In support of the Joint Motion, the Joint Movants provide that they have reached an agreement in principle to settle the issues in dispute but require additional time to March 4, 2024, to memorialize the terms in a stipulation and settlement agreement and to file supporting testimony and exhibits.

Based on the foregoing, and the entire record, the Presiding Commissioner finds good cause to grant the Joint Motion to extend the deadline for filing a stipulation and settlement agreement with supporting testimony and exhibits in lieu of prefiled direct testimony and rebuttal testimony to March 4, 2024.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 29th day of February, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, reading "A. Shonta Dunston". The signature is written in a cursive, flowing style.

A. Shonta Dunston, Chief Clerk