BURNS, DAY & PRESNELL, P. A.

ATTORNEYS AT LAW 2626 GLENWOOD AVENUE, SUITE 560 RALEIGH, NORTH CAROLINA 27608

KENDRA K. BADER

JAMES M. DAY

DANIEL C. HIGGINS

ANDREA L. HINSHAW

GREG L. HINSHAW

EMILY D. IVERSON

JULIA Y. KIRKPATRICK

JAMES J. MILLS

October 20, 2023

MAILING ADDRESS:

POST OFFICE BOX 10867

RALEIGH, NORTH CAROLINA 27605

TELEPHONE (919) 782-1441

FACSIMILE (919) 782-2311

www.burnsdaypresnell.com

LACY M. PRESNELL III - RETIRED

F. KENT BURNS (1929 - 2022)

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

Re: Transfer of Total Environmental Solutions, Inc. to Red Bird Utility Operating

Company, LLC ("Red Bird")

Docket Nos.: W-1328, Sub 10 and W-1146, Sub 13

Dear Ms. Dunston:

Enclosed find the Motion for Substitution of Witness, for Rescheduling of Hearing and to Excuse One Witness that I file on behalf of Red Bird in these dockets.

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

With best regards, we remain

Sincerely yours,

BURNS, DAY & PRESNELL, P.A.

Daniel C. Higgins

Email: dhiggins@bdppa.com

cc: Public Staff
Red Bird
Counsel for TESI

Counsel for Lake Royale POA