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June 28, 2024

Ms. A. Shonta Dunston
Chief Clerk
NC Utilities Commission
430 N. Salisbury Street
Room 5063
Raleigh, NC 27603

Re: In the Matter of Application of Bald Head Island Transportation, Inc. for
Approval of Revisions to Regular Passenger Ferry Schedules
NCUC Docket No. A-41 Sub 23
Joint Motion to Amend Scheduling Order

Dear Ms. Dunston:

On behalf of Applicant, Bald Head Island Transportation, Inc. (“BHIT”), the NC Public Staff (“Public Staff”), and Intervenor Bald Head Island Academy, LLC (“BHI Academy”), Bald Head Island Academy Foundation, Inc. (“BHI Academy Foundation”) and together with BHI Academy (“the Academy”), the Bald Head Island Club (“the Club”), the Village of Bald Head Island (“the Village”), and the Bald Head Association (“the Association”) (collectively, “the Parties”) we herewith provide for filing in the above referenced docket a Joint Motion of the Parties to Amend the April 15, 2024, Scheduling Order.

Sincerely,

/s/ Elizabeth Sims Hedrick

Elizabeth Sims Hedrick

pbb

Enclosure

A Pennsylvania Limited Liability Partnership

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

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Ms. A. Shonta Dunston
June 28, 2024
Page 2

Copy to: NC Public Staff
Intervenors and Parties and Counsel of Record

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. A-41 SUB 23

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of: Application Of Bald Head Island Transportation, Inc. for Approval of Revisions to Regular Passenger Ferry Schedules to 45-Minute Departures))))))	JOINT MOTION TO AMEND SCHEDULING ORDER
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NOW COME Applicant Bald Head Island Transportation, Inc. (BHIT or the Company), the Public Staff – North Carolina Utilities Commission (the Public Staff), and Intervenor Bald Head Island Academy LLC (BHI Academy), Bald Head Island Academy Foundation Inc. (BHI Academy Foundation, and together with BHI Academy, the Academy), the Bald Head Island Club (the Club), the Village of Bald Head Island (the Village), and the Bald Head Association (the Association) (collectively, the Parties) and request that the North Carolina Utilities Commission (the Commission) amend the Scheduling Order in the above-captioned docket by rescheduling the expert witness hearing and extending the testimony filing deadlines accordingly. In support of this Joint Motion, the Parties show the following:

1. On February 19, 2024, BHIT filed an Application for Approval of Revisions to Regular Passenger Ferry Schedules to 45-Minute Departures (the Application).
2. The Academy and the Club were allowed to intervene in this docket on March 18, 2024; the Village was allowed to intervene on March 27, 2024; and the Association was allowed to intervene on May 15, 2024.

3. On April 15, 2024, the Commission issued an Order Scheduling Hearings, Establishing Procedural and Filing Requirements, and Requiring Public Notice (the Scheduling Order). Among other things, the Scheduling Order set a public witness hearing for August 13, 2024, at the Brunswick County Courthouse and an expert witness hearing for August 27, 2024, at the Commission.

4. The Scheduling Order also set deadlines for BHIT to pre-file its direct testimony and exhibits by June 28, 2024; the Public Staff and Intervenors to pre-file direct testimony and exhibits by July 18, 2024; and BHIT to pre-file rebuttal testimony and exhibits by August 7, 2024 (the Testimony Deadlines).

5. The Parties have been engaged in ongoing and productive settlement discussions and believe that allowing additional time for these discussions to continue prior to having to pre-file direct testimony would be beneficial to these efforts.

6. In order to provide this additional time for further settlement discussions and to avoid the unnecessary time and expense of preparing and pre-filing direct testimony inconsistent with their settlement efforts, the Parties request that the Scheduling Order be amended as follows:

- That BHIT's direct testimony and exhibits shall be filed on or before Tuesday, August 27, 2024;
- That the Public Staff and other intervenors' direct testimony and exhibits shall be filed on or before Thursday, September 16, 2024;
- That BHIT's rebuttal testimony and exhibits, if any, shall be filed on or before Wednesday, October 7, 2024;
- That Paragraph 3 of the Scheduling Order be amended to read: "A hearing for the purpose of receiving expert witness testimony on BHIT's Application is scheduled to begin at 2:00 p.m. on Tuesday, November 5, 2024, and continue as necessary until conclusion. The hearing will be scheduled to be held in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street,

Raleigh, North Carolina, but the Parties may request that this expert witness hearing be cancelled, in the discretion of the Commission, if all Parties file a Stipulation of Settlement resolving all contested issues in this sub-docket;”

- That Paragraph 10 of the Scheduling Order be amended to read: “If the expert witness hearing is not cancelled, that BHIT shall consult with all other parties and file, not later than Wednesday, October 30, 2024, a list of witnesses to be called at the expert witness hearing, the order of witnesses, and each party’s estimated time for cross-examination of each witness. If the parties cannot reach agreement, the remaining parties shall, not later than noon on Friday, November 1, 2024, make a filing indicating their points of disagreement with BHIT’s filing.”

7. The Parties are not requesting that any of the other provisions of the Scheduling Order be amended and specifically note that they are not requesting any change to the place, date, or time of the public witness hearing previously noticed.

WHEREFORE, the Parties move the Commission to modify the Scheduling Order as follows:

1. That the expert witness hearing in this matter be set for November 5, 2024;
2. That the deadline for BHIT to pre-file its direct testimony and exhibits be extended to August 27, 2024;
3. That the deadline for the Public Staff and Intervenors to pre-file direct testimony and exhibits be extended to September 16, 2024; and
4. That the deadline for BHIT to pre-file rebuttal testimony and exhibits be extended to October 7, 2024.
5. That all other provisions of the Scheduling Order remain unchanged.

Respectfully submitted this the 28th day of June, 2024.

FOX ROTHSCHILD, LLP

By: /s/ Elizabeth S. Hedrick

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Counsel for the Village

CERTIFICATE OF SERVICE

I, M. Gray Styers, Jr., hereby certify that the foregoing **JOINT MOTION TO AMEND SCHEDULING ORDER** has been served this day on parties and counsel of record by electronic mail or by depositing copies of same in a depository under the exclusive care and custody of the United States Postal Service in postage prepaid envelopes and properly addressed.

This the 28th day of June, 2024.

/s/ M. Gray Styers, Jr.
M. Gray Styers, Jr.