

**STATE OF NORTH
CAROLINA UTILITIES
COMMISSION RALEIGH**

STAFF CONFERENCE AGENDA – JULY 11, 2022

Link to view staff conference will be posted on the commission website, ncuc.net

COMMUNICATIONS

INTERCONNECTION AGREEMENT AMENDMENTS (Profitt/Coxton)

BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina (AT&T)

1. Docket No. P-55, Sub 1467 – Amendments to the interconnection agreement with ACN Communication Services, LLC, approved November 20, 2003.
2. Docket No. P-55, Sub 1521 – Amendment to the interconnection agreement with Level 3 Communications, LLC, approved July 1, 2004.
3. Docket No. P-55, Sub 1628 – Amendment to the interconnection agreement with TelCove Operations, LLC, approved June 6, 2006.
4. Docket No. P-55, Sub 1726 – Amendment to the interconnection agreement with Level 3 Telecom of North Carolina, LP, approved February 29, 2008, while the company was operating as TW Telecom of North Carolina, LP.
5. Docket No. P-55, Sub 1829 – Amendment to the interconnection agreement with CenturyLink Communications, LLC, approved February 23, 2011, while the company was operating as Qwest Communications Company, LLC.
6. Docket No. P-55, Sub 1885 – Amendments to the interconnection agreement with Spirit Tower Company, LLC, d/b/a Segra, approved April 9, 2013, while the company was operating as SCANA Communications, Inc.
7. Docket No. P-55, Sub 1948 – Amendments to the interconnection agreement with Teliix, Inc., approved October 6, 2021.

WATER AND WASTEWATER

ORDER REQUIRING CUSTOMER NOTICE (Bhatta/Morgan/Coxton)

Joyceton Water Works, Inc.

8. Docket No. W-4 Sub 23 – Application for Transfer of Public Utility System (to owner exempt from regulation) for Joyceton Water Works, Inc. in Caldwell County to the City of Lenoir, North Carolina.

The Public Staff recommends approval of the preceding agenda items as described above and reflected in proposed orders provided to the Commission Staff.

[Back to Agenda](#)

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1467

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Interconnection Agreement between)
BellSouth Telecommunications, LLC, d/b/a)
AT&T North Carolina, and ACN)
Communication Services, LLC)
	ORDER APPROVING
	AMENDMENTS

BY THE COMMISSION: On May 9, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and ACN Communication Services, LLC (collectively, the Parties), filed for Commission approval an amendment to their existing interconnection agreement, approved November 20, 2003. On June 21, 2022, the Parties filed another amendment to their existing interconnection agreement for Commission approval.

The amendment filed on May 9, 2022, implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order). The amendment filed on June 21, 2022, modifies certain provisions related to Operations Support Systems and/or Data Connection Security Requirements, and replaces Section N of the agreement, entitled "Notices," with a new Section N, which addresses the terms and conditions regarding notices between the Parties.

The filings were made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendments at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendments be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendments, filed on May 9, 2022, and June 21, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and ACN Communication Services, LLC, are hereby approved effective on the date each amendment was filed.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

[Back to Agenda](#)

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1521

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Interconnection Agreement between)	
BellSouth Telecommunications, LLC, d/b/a	)	ORDER APPROVING
AT&T North Carolina, and Level 3	)	AMENDMENT
Communications, LLC)	

BY THE COMMISSION: On May 9, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Communications, LLC, filed for Commission approval an amendment to their existing interconnection agreement, approved July 1, 2004.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendment at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on May 9, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Communications, LLC, is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

Back to Agenda

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1628

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Interconnection Agreement between)	
BellSouth Telecommunications, LLC, d/b/a	)	ORDER APPROVING
AT&T North Carolina, and TelCove	)	AMENDMENT
Operations, LLC)	

BY THE COMMISSION: On May 2, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and TelCove Operations, LLC, filed for Commission approval an amendment to their existing interconnection agreement, approved June 6, 2006.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendment at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on May 2, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and TelCove Operations, LLC, is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1726

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Interconnection Agreement between)	
BellSouth Telecommunications, LLC, d/b/a	)	ORDER APPROVING
AT&T North Carolina, and Level 3 Telecom	)	AMENDMENT
of North Carolina, LP)	

BY THE COMMISSION: On May 9, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Telecom of North Carolina, LP, filed for Commission approval an amendment to their existing interconnection agreement, approved February 29, 2008, while Level 3 Telecom of North Carolina, LP was operating as Time Warner Telecom of North Carolina, L.P.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendment at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on May 9, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Level 3 Telecom of North Carolina, LP, is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1829

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Interconnection Agreement between)	
BellSouth Telecommunications, LLC, d/b/a	)	ORDER APPROVING
AT&T North Carolina, and CenturyLink	)	AMENDMENT
Communications, LLC)	

BY THE COMMISSION: On May 9, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and CenturyLink Communications, LLC, filed for Commission approval an amendment to their existing interconnection agreement, approved February 23, 2011, while CenturyLink Communications, LLC, was operating as Qwest Communications Company, LLC.

The amendment implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order).

The filing was made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendment at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendment be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendment, filed on May 9, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and CenturyLink Communications, LLC, is hereby approved effective on the date of filing.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

Back to Agenda

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1885

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Interconnection Agreement between)
BellSouth Telecommunications, LLC, d/b/a	) ORDER APPROVING
AT&T North Carolina, and Spirit Tower	) AMENDMENTS
Company, LLC, d/b/a Segra)

BY THE COMMISSION: On May 9, 2022, BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Spirit Tower Company, LLC, d/b/a Segra, formerly SCANA Communications, Inc. (collectively, the Parties), filed for Commission approval an amendment to their existing interconnection agreement, approved April 9, 2013, while Spirit Tower Company, LLC, d/b/a Segra was operating as SCANA Communications, Inc. On June 22, 2022, the Parties filed another amendment to their existing interconnection agreement for Commission approval.

The amendment filed on May 9, 2022, implements the changes mandated by the Federal Communications Commission (FCC) in WC Docket No. 18-141, by FCC 19-66 and FCC 19-72 (FCC UNE and Resale Forbearance Orders), and WC Docket No. 19-308, by FCC 20-152 (FCC UNE Relief Order). The amendment filed on June 22, 2022, implements a name change for SCANA Communications, Inc., to Spirit Tower Company, LLC, d/b/a Segra.

The filings were made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendments at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendments be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendments, filed on May 9, 2022, and June 22, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Spirit Tower Company, d/b/a Segra, formerly SCANA Communications, Inc., are hereby approved effective on the date each amendment was filed.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

[Back to Agenda](#)

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. P-55, SUB 1948

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Interconnection Agreement between)	
BellSouth Telecommunications, LLC, d/b/a	)	ORDER APPROVING
AT&T North Carolina, and Teliax, Inc.	)	AMENDMENTS
)	

BY THE COMMISSION: BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Teliax, Inc. (the Parties), filed amendments to their existing interconnection agreement for Commission approval on May 2, 2022, May 10, 2022, and June 21, 2022. The Parties' existing interconnection agreement received Commission approval on October 6, 2021.

The amendment filed on May 10, 2022, is a corrected copy of the amendment filed on May 2, 2022, and, therefore, supersedes the amendment filed on May 2, 2022. The amendment filed on May 10, 2022, modifies the existing agreement to include the states of Alabama, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Missouri, Ohio, Oklahoma, South Carolina, and Wisconsin. The amendment filed on June 21, 2022, modifies the existing agreement further to include the state of California.

These filings were made in compliance with Commission Rule R17-4(d) and Sections 252(e) and 252(i) of the Telecommunications Act of 1996. The Commission considered the amendments at its Regular Staff Conference on July 11, 2022. The Public Staff recommended that the amendments be approved, and the Commission approved the recommendation.

IT IS, THEREFORE, ORDERED that the amendments, filed on May 10, 2022, and June 21, 2022, to the existing agreement between BellSouth Telecommunications, LLC, d/b/a AT&T North Carolina, and Teliax, Inc., are hereby approved effective on the date each amendment was filed.

ISSUED BY ORDER OF THE COMMISSION.

This the _____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

[Back to Agenda](#)

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-4, SUB 23

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of

Application by Joyceton Water Works, Inc.,)	
118 N. Sterling Street, Morganton, North)	
Carolina 28655, for Authority to Transfer its	)	ORDER REQUIRING
System Providing Water Utility Service in its	)	CUSTOMER NOTICE
Service Area in Caldwell County, North)	
Carolina, to the City of Lenoir, Which is)	
Exempt from Commission Regulation)	

BY THE COMMISSION: On May 12, 2022, Joyceton Water Works, Inc. (Joyceton), filed an application with the Commission for authority to transfer its franchise for providing water utility service in its service area in Caldwell County, North Carolina, to the City of Lenoir (City), which is exempt from Commission regulation. Joyceton's present rates and the City's present rates for water utility service are as follows:

Joyceton's Present Rates

Monthly Metered Rates (Residential and Nonresidential Service):

First 3,000 gallons	\$	10.63	minimum
Next 22,000 gallons	\$	2.78	per 1,000 gallons
Next 475,000 gallons	\$	2.59	per 1,000 gallons
Over 500,000 gallons	\$	2.21	per 1,000 gallons

Tap on Fee (Connection Charge):

For 3/4" x 5/8"	\$	350.00
Larger Taps		Actual cost of construction

City's Present Rates¹

Water Rates:

First 1,000 gallons	\$	10.75	
Over 1,000 gallons	\$	3.40	per 1,000 gallons

Tap on Fee (Connection Charge):

3/4"	\$	900.00
------	----	--------

¹ The City's Fee Schedule is available at <https://www.cityoflenoir.com/199/Rates-Fees> (last visited June 7, 2022).

1"	\$ 1,200.00
1-1/2"	\$ 2,000.00

Pursuant to the Asset Sale and Purchase Agreement between Joyceton and the City, the City agrees to continue to charge Joyceton's present rates for a period of one year after the closing date of the transfer. After that one-year period, customers will be charged the same rates as the City's other customers inside the City limits. Under currently applicable rates, the City's rates would increase the monthly metered water bill by \$7.23, from \$12.02 to \$19.25, based on 3,500 gallons usage.

This matter was presented at the Commission's Regular Staff Conference on July 11, 2022. The Public Staff stated that it had reviewed the application and recommended that Joyceton be required to provide notice to its affected customers of the application for transfer of the water utility system from Joyceton to the City and that the matter be determined without public hearing if no significant protests are received subsequent to customer notice.

Based on the foregoing and the recommendations of the Public Staff, the Commission concludes that customer notice should be required and that this matter may be determined without public hearing if no significant protests are received subsequent to customer notice.

IT IS, THEREFORE, ORDERED that Joyceton shall (1) mail with sufficient postage or hand deliver the Notice to Customers, attached as Appendix A, to all customers affected by the transfer no later than 15 days after the date of this Order; and (2) submit to the Commission the attached Certificate of Service properly signed and notarized not later than 20 days after the date of this Order.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

**NOTICE TO CUSTOMERS
DOCKET NO. W-4, SUB 23**

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

NOTICE IS HEREBY GIVEN that Joyceton Water Works, Inc., (Joyceton), filed an application with the North Carolina Utilities Commission (Commission) for authority to transfer its franchise for providing water utility service in its service area in Caldwell County, North Carolina, to the City of Lenoir (City), which is exempt from Commission regulation.

Joyceton's present rates and the City's present rates for water utility service are as follows:

Joyceton's Present Rates

Monthly Metered Rates (Residential and Nonresidential Service):

First 3,000 gallons	\$ 10.63	minimum
Next 22,000 gallons	\$ 2.78	per 1,000 gallons
Next 475,000 gallons	\$ 2.59	per 1,000 gallons
Over 500,000 gallons	\$ 2.21	per 1,000 gallons

Tap on Fee (Connection Charge):

For 3/4" x 5/8"	\$ 350.00
Larger Taps	Actual cost of construction

City's Present Rates¹

Water Rates:

First 1,000 gallons	\$ 10.75	
Over 1,000 gallons	\$ 3.40	per 1,000 gallons

Tap on Fee (Connection Charge):

3/4"	\$ 900.00
1"	\$ 1,200.00
1-1/2"	\$ 2,000.00

¹ The City's Fee Schedule is available at <https://www.cityoflenoir.com/199/Rates-Fees> (last visited June 7, 2022).

EFFECT OF THE RATES:

The rates will initially remain unchanged from Joyceton's present rates. One year after closing of the transfer, the City will start charging its inside the City limits rates. The City's rates would increase the monthly metered water bill by \$7.23, from \$12.02 to \$19.25, based on 3,500 gallons usage.

PROCEDURE FOR PUBLIC WITNESS HEARING:

At this point no public witness hearing has been scheduled. The Commission may decide this matter without a public witness hearing if no significant protests are received from consumers within 45 days of the date of this notice. If a public hearing is held, it may be held remotely via WebEx or in-person in or near your community. Correspondence concerning the transfer or the need for a public witness hearing should be directed to the Public Staff – North Carolina Utilities Commission (Public Staff).

Consumer statements may be submitted to the Commission via the web form at <https://www.ncuc.net/contactus.html>. Consumer statements are not evidence unless those persons appear at a public witness hearing and testify concerning the information contained in their consumer statements.

The Public Staff is authorized by statute to represent consumers in proceedings before the Commission. Consumer statements/protests should include any information that the writer wishes to be considered by the Public Staff in its investigation of the matter, and such statements should be addressed to Mr. Christopher J. Ayers, Executive Director, Public Staff, 4326 Mail Service Center, Raleigh, North Carolina 27699-4326. Consumer statements may also be faxed to (919) 715-6704.

The Attorney General is also authorized by statute to represent consumers in proceedings before the Commission. Statements to the Attorney General should be addressed to The Honorable Josh Stein, Attorney General, c/o Utilities Section, 9001 Mail Service Center, Raleigh, North Carolina 27699-9001. Consumer statements may also be emailed to utilityAGO@ncdoj.gov.

Persons desiring to intervene in the matter as formal parties of record should file a motion under North Carolina Utilities Commission Rules R1-6, R1-7, and R1-19 no later than 45 days after the date of this notice. These motions should be filed with the North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4300.

Information regarding this proceeding can also be accessed under Docket Number "W-4 Sub 23" from the Commission's website at www.ncuc.net.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of July, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

CERTIFICATE OF SERVICE

I, _____, mailed with sufficient postage or hand delivered to all affected customers the attached Notice to Customers issued by the North Carolina Utilities Commission in Docket No. W-4, Sub 23, and the Notice was mailed or hand delivered by the date specified in the Order.

This the _____ day of July, 2022.

By:

Signature

Name of Utility Company

The above named Applicant, _____, personally appeared before me this day and, being first duly sworn, says that the required Notice to Customers was mailed or hand delivered to all affected customers, as required by the Commission Order dated _____ in Docket No. W-4, Sub 23.

Witness my hand and notarial seal, this the _____ day of July, 2022.

Notary Public

Printed Name

(SEAL)

My Commission Expires: _____
Date

[Back to Agenda](#)