

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-933, SUB 12  
DOCKET NO. W-1328, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of  
Joint Application by Red Bird Utility Operating )  
Company, LLC d/b/a Red Bird Water and ) ORDER CANCELING ORAL  
Etowah Sewer Company, Inc. for Transfer ) ARGUMENT  
of Public Utility Franchise and for Approval )  
of Rates )

BY THE PRESIDING COMMISSIONER: On February 7, 2024, the Commission issued a Recommended Order Approving Transfer and Rates, Granting Franchise, Determining Amount of Bond, and Requiring Customer Notice (Recommended Order). Pursuant to N.C. Gen. Stat. § 62-78, exceptions to the Recommended Order, if any, were due to be filed with the Commission on or before February 22, 2024.

On February 22, 2024, Red Bird Utility Operating Company, LLC (Red Bird) filed exceptions to the Recommended Order and requested that the Commission schedule the exceptions for oral argument.

On February 26, 2024, the Commission issued an Order Scheduling Oral Argument on Exceptions to be held on Tuesday, March 5, 2024, at 2:00 p.m., in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina 27603.

On March 1, 2024, Red Bird filed a Notice of Dismissal and Withdrawal of Application for Transfer of Public Utility Franchise and Approval of Rates (Notice) informing the Commission that the Purchase and Sale Agreement supporting the Application filed in the above-captioned dockets has been terminated as of February 29, 2024. Red Bird further requested that the oral argument scheduled in this matter be canceled.

Based on the foregoing and the entire record in this proceeding, the Presiding Commissioner finds good cause to cancel the oral argument scheduled for Tuesday, March 5, 2024.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 4th day of March, 2024

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script that reads "Tamika D. Conyers". The signature is written in black ink and is positioned above the printed name.

Tamika D. Conyers, Deputy Clerk