



**NORTH CAROLINA
PUBLIC STAFF
UTILITIES COMMISSION**

September 8, 2023

VIA ELECTRONIC MAIL

Ms. A. Shonta Dunston, Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4300

Re: Docket No. W-1333, Sub 5 – Application for Certificate of Public Convenience and Necessity and for Approval of Rates to Provide Water & Sewer Utility Services in Currituck County

Dear Ms. Dunston:

The Public Staff has reviewed the application Currituck Water & Sewer, LLC (CWS) filed in the above-referenced docket on August 16, 2023. Based on its review, the Public Staff has identified the deficiencies listed below.

1. The Fee Schedule Exhibit referenced in Items 16 through 19 on page 1 of the Application Form was not provided.
2. A list of the qualifications of the person in charge of the utility system required in Item 19 on page 2 of the Application Form was not provided.
3. The purchase price to the Applicant required in Item 2 on page 5 of the Application Form was not provided.
4. Original Cost of Utility System required on page 5 of the Application Form was not provided. The Original Cost Analysis included in the application and identified as Exhibit 12 does not provide that information.
5. The Capital Improvement Plan referenced in Item 3a on page 7 and Items 1 and 2 on page 8 of the Application Form was not provided.

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Economic Research
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6. The information regarding major improvements and additions required in Item 1 on page 8 of the Application Form is either incomplete or dated. Neither the Original Cost Analysis, included in the application and identified as Exhibit 12, nor the 5-Yr Plan Water and Wastewater System Schedules provide the required information.
7. The information regarding major replacements required in Item 2 on page 8 of the Application Form is either incomplete or dated. Neither the Original Cost Analysis, included in the application and identified as Exhibit 12, nor the 5-Yr Plan Water and Wastewater System Schedules provide the required information.
8. The addendum showing the projected cash flows and income statement for the utility system for the first five years of operation required by Item 3 on page 7 of the Application Form did not include the assumptions required by line 3 in the addendum instructions.
9. Item 12 on the Application Form Exhibits list (a copy of CWS's most recent fiscal year financial statements on a stand-alone basis) was not provided.
10. Item 13 on the Application Form Exhibits list (a copy of Currituck Water and Sewer Holdings, LLC's most recent fiscal year financial statements) was not provided.
11. Exhibit H of the *Amended and Restated Asset Purchase Agreement and Utility Construction and Maintenance Agreement By And Between Equity First NC, LLC and CV-WWT, LLC (Sellers) and Currituck Water and Sewer, LLC (Buyer)* was not provided.

Based on the foregoing, the Public Staff respectfully recommends that the Commission determine that the items enumerated above are deficiencies and render the application incomplete. If the Commission does not consider any of the items listed above a deficiency, the Public Staff respectfully requests that the Commission issue an order directing CWS to file the information enumerated above in the docket and provide the Public Staff a copy within 10 calendar days.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Electronically submitted
/s/ Reita Coxtton
Staff Attorney
reita.coxton@psncuc.nc.gov