

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. A-41, SUB 22

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Joint Application of Bald Head Island)	
Transportation, Inc., and Bald Head Island)	ORDER HOLDING
Ferry Transportation, LLC, for Approval of)	PROCEEDING IN
Transfer of Common Carrier Certificate to)	ABEYANCE
Bald Head Island Ferry Transportation, LLC,)	
and Permission to Pledge Assets)	

BY THE PRESIDING COMMISSIONER: On July 14, 2022, Bald Head Island Transportation, Inc. (BHIT), and Bald Head Island Ferry Transportation, LLC (BHIFT, and collectively with BHIT, the Applicants), a wholly owned subsidiary of Pelican Legacy Holdings, LLC (Pelican), and managed by SharpVue Capital, LLC (collectively with Pelican, SharpVue), filed an application in the above-captioned proceeding pursuant to N.C. Gen. Stat. § 62-111 for approval (1) to transfer to BHIFT BHIT's Common Carrier Certificate, in order to operate the passenger ferry transportation services to and from Bald Head Island and the tram services on the island, and (2) for BHIFT or SharpVue to pledge assets and borrow/issue debt pursuant to N.C.G.S. §§ 62-160 and 62-161 as may be necessary to finance the transaction.

On August 24, 2022, the Commission issued an Order Scheduling Hearing, Establishing Procedural Deadlines, and Requiring Public Notice, which among other things established deadlines for the filing of direct testimony by intervenors and rebuttal testimony of the Applicants and scheduled public witness and expert witness hearings on the transfer application. The public witness hearing was held, as scheduled, on November 1, 2022. The expert witness hearing is scheduled to begin on January 17, 2023.

Previously, on February 16, 2022, the Village of Bald Head Island (VBHI) filed with the Commission in Docket No. A-41, Sub 21 (Sub 21), a Complaint and Request for Determination of Public Utility Status against BHIT and Bald Head Island Limited, LLC (BHIL; collectively with BHIT, Respondents). An expert witness hearing was held beginning on October 10, 2022, and proposed orders and briefs were filed by the parties on November 8, 2022.

The Presiding Commissioner finds good cause to hold this docket, the transfer proceeding, in abeyance pending final decision in Sub 21, the complaint proceeding. The

expert witness hearing currently scheduled to begin on January 17, 2023, therefore, shall be continued and rescheduled by further order of the Commission.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 21st day of December, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "Erica N. Green". The signature is written in a cursive style with a large, stylized "E" and "G".

Erica N. Green, Deputy Clerk