

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1333, SUB 0
DOCKET NO. W-1130, SUB 11

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of
Application by Currituck Water and Sewer,)
LLC, 4700 Homewood Court, Suite 108,)
Raleigh, North Carolina 27609, and Sandler)
Utilities at Mill Run, LLC, 448 Viking Drive,) ORDER DENYING MOTION TO
Suite 220, Virginia Beach, Virginia 23452,) CONTINUE EXPERT WITNESS
for Authority to Transfer the Sandler Utilities at) HEARING
Mill Run Wastewater System and Public Utility)
Franchise in Currituck County, North Carolina,)
and for Approval of Rates)

BY THE CHAIR: On May 19, 2021, Currituck Water and Sewer, LLC (Currituck) and Sandler Utilities at Mill Run, LLC (Sandler) filed with the Commission an Application for Transfer of Public Utility Franchise and for Approval of Rates, seeking authority to transfer the wastewater utility system and public utility franchise serving Eagle Creek Subdivision, Eagle Creek Golf Club and Grill, and Moyock Middle School in Currituck County, North Carolina from Sandler to Currituck and approval of rates (the Joint Application).

On November 18, 2021, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Public Notice (Scheduling Order) requiring, among other things, that the Application is scheduled for an expert witness hearing beginning at 10 a.m. on Tuesday, April 5, 2022, and continuing as necessary until conclusion.

On March 24, 2022, the Public Staff filed a motion requesting to delay the expert witness hearing until April 12, 2022, based on extensions of various discovery and procedural deadlines granted by the Commission leading up to the hearing date. On March 30, 2022, the Commission issued an order continuing the expert witness hearing to 1 p.m. on Monday, May 9, 2022.

On May 5, 2022, Currituck filed a motion to continue the hearing for three weeks to allow the parties to engage in settlement negotiations. The Public Staff indicated it agreed to a request for a 30-day continuance. On May 6, 2022, the Commission issued an order continuing the expert witness hearing to 10 a.m. on June 8, 2022.

On June 3, 2022, the Public Staff filed a motion to continue the evidentiary hearing scheduled for June 8, 2022, for one day. The Public Staff states that the parties intend to file

a Stipulation and Settlement Agreement on Monday, June 6, 2022, and request the additional day to allow the Commission adequate time to review and evaluate the proposed Stipulation. The Public Staff notes that neither Currituck nor Sandler objects to the motion.

Based on the foregoing and the entire record herein, the Chair finds good cause to deny the Public Staff's motion to continue. Accordingly, the expert witness hearing will be held in the Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina beginning at 10 a.m. on Wednesday, June 8, 2022, as previously scheduled.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 6th day of June, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script, appearing to read "Joann R. Snyder".

Joann R. Snyder, Deputy Clerk