

INFORMATION SHEET

PRESIDING: Commissioner Duffley, Presiding; and Commissioners Brown-Bland, Hughes, McKissick, and Kemerait

PLACE: Dobbs Building, Raleigh, NC

DATE: Wednesday, March 8, 2023

TIME: 9:34 a.m. – 1:27 p.m.

DOCKET NOS.: A-41, Sub 22

COMPANY: Bald Head Island Transportation, Inc., and Bald Head Island Transportation, LLC

DESCRIPTION: Joint Application of Bald Head Island Transportation, Inc., and Bald Head Island Transportation, LLC, for Approval of Transfer of Common Carrier Certificate to Bald Head Island Ferry Transportation, LLC, and Permission to Pledge Assets.

VOLUME NUMBER: 3

APPEARANCES

(See attached)

WITNESSES

(See attached)

EXHIBITS

(See attached)

-----  
DISTRIBUTE CONFIDENTIAL COPIES TO:

REPORTED BY: Kaylene Clayton

DATE FILED: April 13, 2023

TRANSCRIPT PAGES: 142

PREFILED PAGES: 15

TOTAL PAGES: 157

REDACTED

PLACE: Dobbs Building, Raleigh, North Carolina  
DATE: Wednesday, March 8, 2023  
TIME: 9:32 a.m. - 12:34 p.m.  
DOCKET NO.: A-41 Sub 22  
BEFORE: Commissioner Kimberly W. Duffley, Presiding  
Chair Charlotte A. Mitchell  
Commissioner ToNola D. Brown-Bland  
Commissioner Daniel G. Clodfelter  
Commissioner Jeffrey A. Hughes  
Commissioner Floyd B. McKissick, Jr.  
Commissioner Karen M. Kemerait

IN THE MATTER OF:

Joint Application of

Bald Head Island Transportation, Inc., and  
Bald Head Island Ferry Transportation, LLC, for  
Approval of Transfer of Common Carrier Certificate to  
Bald Head Island Ferry Transportation, LLC, and  
Permission to Pledge Assets

VOLUME: 3

OFFICIAL COPY

Apr 14 2023

1 A P P E A R A N C E S:

2 VILLAGE OF BALD HEAD ISLAND:

3 Marcus Trathen, Esq.

4 Craig D. Schauer, Esq.

5 Amanda Hawkins, Esq.

6 Brooks Pierce McLendon Humphrey & Leonard, LLP

7 Wells Fargo Capital Center

8 150 Fayetteville Street, Suite 1700

9 Raleigh, North Carolina 27601

10

11 Jo Anne Sanford, Esq.

12 Sanford Law Office

13 721 North Bloodworth Street

14 Raleigh, North Carolina 27604

15

16 FOR BALD HEAD ISLAND TRANSPORTATION, INC., and

17 BALD HEAD ISLAND FERRY TRANSPORTATION, LLC:

18 M. Gray Styers, Jr., Esq.

19 Bradley M. Risinger, Esq.

20 Elizabeth Sims Hedrick, Esq.

21 Fox Rothschild LLP

22 434 Fayetteville Street, Suite 2800

23 Raleigh, North Carolina 27601

24

1 A P P E A R A N C E S Cont'd:

2 FOR SHARPVUE CAPITAL, LLC:

3 David Ferrell, Esq.

4 Nexsen Pruet, PLLC

5 4141 Parklake Avenue, Suite 200

6 Raleigh, North Carolina 27612

7

8 FOR BALD HEAD ISLAND CLUB:

9 Daniel C. Higgins, Esq.

10 Burns, Day & Presnell, P.A.

11 Post Office Box 10867

12 Raleigh, North Carolina 27608

13

14

15

16

17

18

19

20

21

22

23

24

1 A P P E A R A N C E S Cont'd:  
2 FOR THE USING AND CONSUMING PUBLIC:  
3 Gina C. Holt, Esq.  
4 William E. H. Creech, Esq.  
5 Public Staff - North Carolina Utilities Commission  
6 4326 Mail Service Center  
7 Raleigh, North Carolina 27699-4300

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

OFFICIAL COPY

Apr 14 2023

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

T A B L E O F C O N T E N T S  
E X A M I N A T I O N S

LEE H. ROBERTS	PAGE
Direct Examination By Mr. Ferrell.....	7
Prefiled Direct Testimony of Lee H. Roberts....	8
Summary of the Prefiled Direct Testimony of ... Lee H. Roberts	20
Cross Examination By Mr. Trathen.....	26
Cross Examination By Mr. Higgins.....	107
Cross Examination By Mr. Creech.....	123
Redirect Examination By Mr. Ferrell.....	132

OFFICIAL COPY

Apr 14 2023

E X H I B I T S

IDENTIFIED/ADMITTED

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

Confidential Village Roberts Direct ... 28/-  
 Cross Examination Exhibit Number 1

Confidential Village Roberts Direct ... 33/-  
 Cross Examination Exhibit Number 2

Confidential Village Roberts Direct ... 37/-  
 Cross Examination Exhibit Number 3

Confidential Village Roberts Direct ... 43/-  
 Cross Examination Exhibit Number 4

Confidential Village Roberts Direct ... 44/-  
 Cross Examination Exhibit Number 5

Confidential Village Roberts Direct ... 44/-  
 Cross Examination Exhibit Number 6

Confidential Village Roberts Direct ... 45/-  
 Cross Examination Exhibit Number 7

Confidential Village Roberts Direct ... 45/-  
 Cross Examination Exhibit Number 8

Confidential Village Roberts Direct ... 46/-  
 Cross Examination Exhibit Number 9

Confidential Village Roberts Direct ... 87/-  
 Cross Examination Exhibit Number 10

Confidential Village Roberts Direct ... 97/-  
 Cross Examination Exhibit Number 11

Confidential Redirect Roberts .....135/-  
 Direct Exhibit Number 1

Confidential Redirect Roberts .....135/-  
 Direct Exhibit Number 2

Confidential Redirect Roberts .....136/-  
 Direct Exhibit Number 3

OFFICIAL COPY

Apr 14 2023

# NORTH CAROLINA UTILITIES COMMISSION APPEARANCE SLIP

DATE: 3-7-23 DOCKET NO.: A-41, Sub 22

ATTORNEY NAME and TITLE: Marcus W. Trathen

FIRM NAME: Brooks Pierce McLendon Humphrey & Leonard, LLP

ADDRESS: 1700 Wells Fargo Capitol Center, 150 Fayetteville St.

CITY: Raleigh STATE: NC ZIP CODE: 27601

APPEARANCE ON BEHALF OF: Village of Bald Head Island

APPLICANT: \_\_\_ COMPLAINANT: \_\_\_ INTERVENOR: X

PROTESTANT: \_\_\_ RESPONDENT: \_\_\_ DEFENDANT: \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab and select Docket Search, enter the docket number and click search, select the highlighted docket number and select Documents for a list of all documents filed.

To receive an electronic **CONFIDENTIAL** transcript, please complete the following:

**Yes, I have signed the Confidentiality Agreement.**

Email: mtrathen@brookspierce.com

SIGNATURE: /s/ Marcus Trathen

(Required for distribution of CONFIDENTIAL transcript)



# NORTH CAROLINA UTILITIES COMMISSION APPEARANCE SLIP

DATE: 3-7-23 DOCKET NO.: A-41, Sub 22

ATTORNEY NAME and TITLE: Craig D. Schauer

FIRM NAME: Brooks Pierce McLendon Humphrey & Leonard, LLP

ADDRESS: 1700 Wells Fargo Capitol Center, 150 Fayetteville St.

CITY: Raleigh STATE: NC ZIP CODE: 27601

APPEARANCE ON BEHALF OF: Village of Bald Head Island

APPLICANT: \_\_\_ COMPLAINANT: \_\_\_ INTERVENOR: X

PROTESTANT: \_\_\_ RESPONDENT: \_\_\_ DEFENDANT: \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab and select Docket Search, enter the docket number and click search, select the highlighted docket number and select Documents for a list of all documents filed.

To receive an electronic **CONFIDENTIAL** transcript, please complete the following:

**Yes, I have signed the Confidentiality Agreement.**

Email: cschauer@brookspierce.com

SIGNATURE: 

(Required for distribution of CONFIDENTIAL transcript)

**NORTH CAROLINA UTILITIES COMMISSION  
APPEARANCE SLIP**

OFFICIAL COPY

APR 14 2023

**DATE:** 3-7-23 **DOCKET NO.:** A-41, Sub 22

**ATTORNEY NAME and TITLE:** Amanda S. Hawkins

**FIRM NAME:** Brooks Pierce McLendon Humphrey & Leonard, LLP

**ADDRESS:** 1700 Wells Fargo Capitol Center, 150 Fayetteville St.

**CITY:** Raleigh **STATE:** NC **ZIP CODE:** 27601

**APPEARANCE ON BEHALF OF:** Village of Bald Head Island

**APPLICANT:** \_\_\_ **COMPLAINANT:** \_\_\_ **INTERVENOR:** X

**PROTESTANT:** \_\_\_ **RESPONDENT:** \_\_\_ **DEFENDANT:** \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab and select Docket Search, enter the docket number and click search, select the highlighted docket number and select Documents for a list of all documents filed.

To receive an electronic **CONFIDENTIAL** transcript, please complete the following:

**Yes, I have signed the Confidentiality Agreement.**

**Email:** ahawkins@brookspierce.com

**SIGNATURE:** 

(Required for distribution of **CONFIDENTIAL** transcript)

**NORTH CAROLINA UTILITIES COMMISSION  
APPEARANCE SLIP**

OFFICIAL COPY

Apr 14 2023

**DATE:** 3-7-23 **DOCKET NO.:** A-41 Sub 22

**ATTORNEY NAME and TITLE:** Jo Anne Sanford

**FIRM NAME:** Sanford Law Office

**ADDRESS:** 721 North Bloodworth Street

**CITY:** Raleigh **STATE:** NC **ZIP CODE:** 27604

**APPEARANCE ON BEHALF OF:** Village of Bald Head Island

**APPLICANT:** \_\_\_ **COMPLAINANT:** x **INTERVENOR:** \_\_\_

**PROTESTANT:** \_\_\_ **RESPONDENT:** \_\_\_ **DEFENDANT:** \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab, select Docket Search, enter the docket number, and click search, select the highlighted docket number and select Documents for a list of all documents filed.

**ONLY** fill out this portion if you have signed an NDA to receive **CONFIDENTIAL** transcripts and/or exhibits:

**Yes, I have signed the Confidentiality Agreement.**

**Email:** sanford@sanfordlawoffice.com

**SIGNATURE:** /s/ Jo Anne Sanford

**(Signature Required for distribution of CONFIDENTIAL information)**



NORTH CAROLINA UTILITIES COMMISSION  
APPEARANCE SLIP

DATE: 3-7-23 DOCKET NO.: A-41 Sub 22

ATTORNEY NAME and TITLE: M. Gray Styers, Jr. + Elizabeth Hedrick

FIRM NAME: Fox Rothschild

ADDRESS: 434 Fayetteville Street, Suite 2800

CITY: Raleigh STATE: NC ZIP CODE: 27601

APPEARANCE ON BEHALF OF: Bald Head Island Limited; and Bald Head Island Transportation

APPLICANT: \_\_\_ COMPLAINANT: \_\_\_ INTERVENOR: \_\_\_

PROTESTANT: \_\_\_ RESPONDENT: x DEFENDANT: \_\_\_

Non-confidential transcripts are located on the Commission's website. To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab, select Docket Search, enter the docket number, and click search, select the highlighted docket number and select Documents for a list of all documents filed.

**ONLY** fill out this portion if you have signed an NDA to receive **CONFIDENTIAL** transcripts and/or exhibits:

Yes, I have signed the Confidentiality Agreement.

Email: gstyers@foxrothschild.com

SIGNATURE: M. Gray Styers 1/3/Elizabeth Hedrick

(Signature Required for distribution of **CONFIDENTIAL** information)

**NORTH CAROLINA UTILITIES COMMISSION  
APPEARANCE SLIP**

OFFICIAL COPY

Apr 14 2023

**DATE:** 3-7-23 **DOCKET NO.:** A-41 Sub 22

**ATTORNEY NAME and TITLE:** David Ferrell, Attorney

**FIRM NAME:** Nexsen Pruet PLLC

**ADDRESS:** 4141 Parklake Ave., Suite 200

**CITY:** Raleigh **STATE:** NC **ZIP CODE:** 27612

**APPEARANCE ON BEHALF OF:** Respondent SharpVue Capital, LLC

**APPLICANT:** \_\_\_ **COMPLAINANT:** \_\_\_ **INTERVENOR:** \_\_\_


**PROTESTANT:** \_\_\_ **RESPONDENT:** x **DEFENDANT:** \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab, select Docket Search, enter the docket number, and click search, select the highlighted docket number and select Documents for a list of all documents filed.

**ONLY** fill out this portion if you have signed an NDA to receive **CONFIDENTIAL** transcripts and/or exhibits:

**Yes, I have signed the Confidentiality Agreement.**

**Email:** dferrell@nexsenpruet.com

**SIGNATURE:** 

**(Signature Required for distribution of CONFIDENTIAL information)**



**NORTH CAROLINA UTILITIES COMMISSION  
APPEARANCE SLIP**

OFFICIAL COPY

Apr 14 2023

**DATE:** 3-7-23 **DOCKET NO.:** A-41 Sub 22

**ATTORNEY NAME and TITLE:** Daniel Higgins

**FIRM NAME:** Burns, Day & Presnell, PA

**ADDRESS:** PO Box 10867

**CITY:** Raleigh **STATE:** NC **ZIP CODE:** 27608

**APPEARANCE ON BEHALF OF:** Bald Head Island Club

**APPLICANT:** \_\_\_ **COMPLAINANT:** \_\_\_ **INTERVENOR:** x

**PROTESTANT:** \_\_\_ **RESPONDENT:** \_\_\_ **DEFENDANT:** \_\_\_

**Non-confidential transcripts are located on the Commission's website.** To view and/or print transcripts, go to <https://www.ncuc.net/>, hover over the Dockets tab, select Docket Search, enter the docket number, and click search, select the highlighted docket number and select Documents for a list of all documents filed.

**ONLY** fill out this portion if you have signed an NDA to receive **CONFIDENTIAL** transcripts and/or exhibits:

**Yes, I have signed the Confidentiality Agreement.**

**Email:** dhiggins@dppa.com

**SIGNATURE:** 

(Signature Required for distribution of **CONFIDENTIAL** information)

**NORTH CAROLINA UTILITIES COMMISSION**  
**PUBLIC STAFF - APPEARANCE SLIP**

DATE: March 7, 2023

DOCKET #: A-41, Sub 22

PUBLIC STAFF ATTORNEYS: Gina C. Holt and William E. H. Creech

TO REQUEST A **CONFIDENTIAL** TRANSCRIPT, PLEASE PROVIDE YOUR EMAIL ADDRESS BELOW:

ACCOUNTING \_\_\_\_\_  
CONSUMER SERVICES \_\_\_\_\_  
COMMUNICATIONS \_\_\_\_\_  
ENERGY \_\_\_\_\_  
ECONOMICS \_\_\_\_\_  
LEGAL: gina.holt@psncuc.nc.gov;  
zeke.creech@psncuc.nc.gov  
TRANSPORTATION \_\_\_\_\_  
WATER \_\_\_\_\_

Non-confidential transcripts are located on the Commission's website. To view and/or print, please access <https://ncuc.net>.

COUNSEL/MEMBER(S) REQUESTING A **CONFIDENTIAL** TRANSCRIPT WHO HAS SIGNED A CONFIDENTIALITY AGREEMENT WILL NEED TO SIGN BELOW.

/s/ Gina C. Holt

  
/s/ William E. H. Creech