

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-218, SUB 526

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Aqua North Carolina, Inc.,)	
202 MacKenan Court, Cary, North)	ORDER GRANTING
Carolina 27511, for Authority to Adjust)	EXTENSION OF TIME
and Increase Rates for Water and Sewer)	TO FILE TESTIMONY
Utility Service in All Its Service Areas in)	
North Carolina)	

BY THE PRESIDING COMMISSIONER: On December 31, 2019, Aqua North Carolina, Inc. (Aqua or Company), filed an application with the Commission seeking authority to adjust and increase its rates for providing water and sewer utility service in all of its service areas in North Carolina.

On January 21, 2020, the Commission issued an order declaring this proceeding a general rate case and suspending rates.

On February 14, 2020, the Commission issued an order scheduling hearings, establishing discovery guidelines, establishing deadlines for filing direct and rebuttal testimony and exhibits, and requiring customer notice (Scheduling Order). The Scheduling Order requires that the “the direct testimony and exhibits of the Public Staff and other intervenors on all subjects except the subject of the public witness hearings shall be filed at or before 12:00 p.m. on Tuesday, May 19, 2020, and that the rebuttal testimony of Aqua, if any, shall be filed at or before 5:00 p.m. on Friday, June 5, 2020.”

On April 29, 2020, the North Carolina Attorney General’s Office (AGO) filed a notice of intervention in this docket pursuant to N.C. Gen. Stat. § 62-20.

On May 12, 2020, the Public Staff filed a motion requesting that the Commission grant an extension of time to 5 p.m. on Tuesday, May 26, 2020, to file its testimony, with the exception of the testimony of Public Staff witness Hinton, which the Public Staff will file by the current deadline of 12 noon on Tuesday, May 19, 2020. In support of its request, the Public Staff indicated that it experienced the departure of one of its lead witnesses, and it has committed significant time to discovery related matters in this case and to other matters currently pending before the Commission.

Within its motion, the Public Staff also requested an equivalent extension to 5 p.m. on Tuesday, May 26, 2020, for the AGO to file its testimony. The Public Staff also requested an extension to 5 p.m. on Friday, June 12, 2020, for Aqua to file its rebuttal

testimony with the exception of the rebuttal testimony of Aqua witness Dylan W. D'Ascendis, which Aqua will file by the current deadline of 5 p.m. on June 5, 2020.

The Public Staff indicated that the AGO does not oppose the motion and that Aqua does not object to the extension requested by the Public Staff, provided that the Commission grants a corresponding extension to 5 p.m. for Aqua to file the rebuttal testimony of its witnesses, with the exception of its witness D'Ascendis, whose rebuttal testimony Aqua agrees to file by 5 p.m. on June 5, 2020.

Based on the foregoing and the entire record herein, the Presiding Commissioner finds good cause to extend the deadlines for filing testimony and rebuttal testimony.

IT IS, THEREFORE, ORDERED as follows:

1. That the direct testimony and exhibits of the Public Staff on all subjects except the subject of the public witness hearings shall be filed at or before 5 p.m. on Tuesday, May 26, 2020, with the exception of the testimony of Public Staff witness Hinton, which the Public Staff shall file by the current deadline of 12 noon on Tuesday, May 19, 2020;

2. That the direct testimony and exhibits of the AGO and other intervenors on all subjects except the subject of the public witness hearings shall be filed at or before 5 p.m. on Tuesday, May 26, 2020; and

3. That the rebuttal testimony of Aqua, if any, shall be filed at or before 5 p.m. on Friday, June 12, 2020, with the exception of the rebuttal testimony of Aqua witness Dylan W. D'Ascendis, which Aqua shall file by the current deadline of 5 p.m. on Friday, June 5, 2020.

ISSUED BY ORDER OF THE COMMISSION.

This the 14th day of May, 2020.

NORTH CAROLINA UTILITIES COMMISSION



Janice H. Fulmore, Deputy Clerk