STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. W-1259, SUB 5 DOCKET NO. W-1328, SUB 6

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Joint Application of Meadowlands)	
Development, LLC and Red Bird Utility)	ORDER GRANTING MOTION FOR
Operating Company, LLC d/b/a Red Bird)	EXTENSION OF TIME TO FILE
Water for Transfer of Public Utility Franchise)	SETTLEMENT AGREEMENT AND
in Meadowlands Subdivision in Davidson)	STIPULATION IN LIEU OF
County, North Carolina and for Approval)	TESTIMONY NUNC PRO TUNC
of Rates)	

BY THE PRESIDING COMMISSIONER: On October 9, 2020, as amended October 21, 2020, Meadowlands Development, LLC (Meadowlands) and Red Bird Utility Operating Company, LLC d/b/a Red Bird Water (Red Bird) filed with the Commission a joint application for transfer of public utility franchise and for approval of rates (Application) seeking authority to transfer the wastewater utility systems and public utility franchise serving the Meadowlands subdivision in Davidson County, North Carolina, from Meadowlands to Red Bird, and approval of rates. Meadowlands currently serves 558 residential flat-rate sewer customers.

Following Red Bird's filing of supplemental materials on July 12 and August 2, 2021; December 7, 2022; and August 7, August 17, and December 15, 2023, the Commission determined that the Application was complete on January 2, 2024.

On January 22, 2024, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Customer Notice (Scheduling Order) which, among other things, provides that the Public Staff's prefiled direct testimony and exhibits shall be filed on or before Wednesday, February 28, 2024, and Red Bird's rebuttal testimony shall be filed on or before Tuesday, March 19, 2024.

On February 28, 2024, the Public Staff filed a Motion for Extension of Time to File Testimony (Motion) requesting an extension of time to file its prefiled direct testimony to Friday, March 1, 2024, and in connection with its Motion, also requested that the time for Red Bird to file any rebuttal testimony be extended by the same two-day interval to Thursday, March 21, 2024. The Commission granted the Motion on February 28, 2024.

On March 1, 2024, the Public Staff and Red Bird (Joint Movants) filed a Joint Motion for Leave to File Stipulation and Settlement Testimony in Lieu of Direct and Rebuttal Testimony (Joint Motion). In support of the Joint Motion, the Joint Movants

provide that they have reached an agreement in principle to settle the issues in dispute but require additional time to March 12, 2024, to memorialize the terms in a stipulation and settlement agreement and to file supporting testimony and exhibits.

Based on the foregoing, and the entire record, the Presiding Commissioner finds good cause to grant the Joint Motion to extend the deadline for filing a stipulation and settlement agreement with supporting testimony and exhibits in lieu of prefiled direct testimony and rebuttal testimony to March 12, 2024.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 4th day of March, 2024.

NORTH CAROLINA UTILITIES COMMISSION

Tamika D. Conyers, Deputy Clerk