## STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. W-354, SUB 411 DOCKET NO. W-1148, SUB 22

## BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

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TO

BY THE PRESIDING COMMISSIONER: On September 26, 2022, Carolina Water Service, Inc. of North Carolina (CWSNC), and Mountain Air Utilities Corporation (Mountain Air), filed with the Commission an Application for Transfer of Public Utility Franchise and for Approval of Rates (Application) seeking authority to transfer the water and wastewater utility systems and public utility franchise serving the Mountain Air Development in Yancey County, North Carolina, from Mountain Air to CWSNC and approval of rates.

On June 5, 2023, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Customer Notice (Scheduling Order) scheduling deadlines for the filing of testimony and the completion of discovery in this matter.

On July 26, 2023, Intervenor Mountain Air Property Owners Association, Inc. (Mountain Air POA) filed a motion for leave to file direct testimony in response to the direct prefiled testimony submitted by the Public Staff on July 6, 2023, and the direct testimony of Mountain Air POA Board Member John Robertson on behalf of Mountain Air POA. The Commission issued an order on July 27, 2023, granting Mountain Air POA's motion and accepting the Robertson direct testimony.

Also on July 26, 2023, CWSNC filed the rebuttal testimony of Matthew P. Schellinger II, and CWSNC and Mountain Air requested extensions of time to file the rebuttal testimony of Donald H. Denton III for CWSNC and rebuttal testimony for Mountain Air to the Public Staff's testimony to Friday, July 28, 2023, which were granted by the Commission on July 27, 2023.

On July 26, 2023, in a subsequent filing, CWSNC and Co-Applicant Mountain Air filed a request for an extension of time to file rebuttal testimony in response to the Robertson direct testimony. In support of the request, CWSNC and Mountain Air noted that they bear the burden of proof in this proceeding and requested leave to file rebuttal testimony by Friday, August 4, 2023.

Based on the foregoing and the entire record herein, the Presiding Commissioner finds good cause to grant CWSNC and Co-Applicant Mountain Air's request for leave to file rebuttal testimony to the Robertson direct testimony by Friday, August 4, 2023.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 28th day of July, 2023.

NORTH CAROLINA UTILITIES COMMISSION

Tamika D. Conyers, Deputy Clerk