

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1300, SUB 60

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. W-1300, SUB 60

In the Matter of)	MOTION OF THE
Application by Old North State Water)	PUBLIC STAFF FOR WAIVER
Company, LLC, 3212 6 th Avenue)	OF DEADLINES AND
South, Suite 200, Birmingham,)	EXTENSIONS OF TIME TO
Alabama 35222, for Authority to Adjust)	FILE TESTIMONY
and Increase Rates for Water Utility)	
Service in All Its Service Areas in North)	
Carolina)	

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission (Public Staff), by and through its Executive Director, Christopher J. Ayers, and respectfully moves the North Carolina Utilities Commission (Commission) to (1) waive the testimony filing deadlines set forth in Commission Rule R1-24 and (2) provide an extension of time for the filing of the direct testimony of intervenors and the Public Staff; filing of the rebuttal testimony of Old North State Water Company (ONSWC or the Company), if any; serving and responding to discovery requests connected to these filing deadlines; and the due dates for submission of witness lists and cross-examination times. In support of this motion, the Public Staff respectfully shows the Commission the following:

1. On June 29, 2021, ONSWC filed an Application for Rate Increase in Docket No. W-1300, Sub 60 (Sub 60 Rate Case).

2. On July 26, 2021, the Commission declared the proceeding to be a general rate case and suspended rates for up to 270 days.

3. On September 21, 2021, the Commission issued an *Order Establishing Discovery Guidelines, Scheduling Hearings, and Requiring Public Notice* (Procedural Order). Several of the milestones set forth in the Procedural Order were modified by a subsequent order of the Commission issued on November 16, 2021.

4. On November 16, 2021, the Commission issued an *Order Rescheduling Expert Witness Hearing and Extending Time to Provide Testimony* (Rescheduling Order) which, among other things, rescheduled the expert witness hearing to March 8, 2022; required the Public Staff and intervenors to file direct testimony on or before February 1, 2022; and ordered the Company to file its rebuttal testimony and exhibits, if any, by February 15, 2022. The Rescheduling Order also required the Company to consult with all other parties and file, no later than Friday, February 18, 2022, a list of witnesses to be called at the expert witness hearing, the order of witnesses, and each party's estimated time for cross-examination. The Rescheduling Order further ordered the remaining parties to make a filing indicating their points of disagreement with the Company's filing, if consensus was not reached, no later than Tuesday, February 22, 2022;

5. The Public Staff will not be in a position to file testimony by February 1, 2022, due to a medical emergency impacting key personnel assigned to this docket.

6. The Public Staff, therefore, respectfully requests that the Commission (1) waive the testimony filing deadlines set forth in Commission Rule R1-24 and (2) extend the due date for the filing of the direct testimony and exhibits of intervenors and the Public Staff to February 8, 2022, and for the filing of the rebuttal testimony and exhibits of the Company, if any, to February 22, 2022.

7. The Public Staff also respectfully requests that the Commission extend the discovery request and response deadlines connected to the testimony filing deadlines, and that the Commission apply the same request and response timeframes set forth in the Rescheduling Order to each new testimony filing deadline.

8. The Public Staff also respectfully requests that deadline for the Company to file a list of witnesses to be called at the expert witness hearing, the order of witnesses, and each party's estimated time for cross-examination be extended until Friday, February 25, 2022, and, if appropriate, the deadline for the remaining parties to make a filing indicating their points of disagreement with the Company's filing be extended until Tuesday, March 1, 2022.

9. The Public Staff has contacted counsel for the Company and the Company did not object to the proposed extensions.

WHEREFORE, for the reasons set forth above, the Public Staff respectfully requests that the Commission (1) waive the testimony filing deadlines set forth in Commission Rule R1-24 and (2) extend the time for the filing of intervenor and Public Staff testimony and exhibits to February 8, 2022; for the filing of Company rebuttal testimony and exhibits, if any, to February 22, 2022; for serving and responding to discovery requests connected to these testimony deadlines; and filing witness lists, cross-examination times, and related items for the Company and other parties to February 25, 2022, and March 1, 2022, respectively.

Respectfully submitted this 28th day of January, 2022.

PUBLIC STAFF
Christopher J. Ayers
Executive Director

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Chief Counsel

Electronically submitted
/s/ Reita D. Coxton
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CERTIFICATE OF SERVICE

I do hereby certify that I have served a copy of the foregoing Motion upon each of the parties of record in this proceeding or their attorneys of record by emailing them an electronic copy or by causing a paper copy of the same to be hand-delivered or deposited in the United States Mail, postage prepaid, properly addressed to each.

This the 28th day of January, 2022.

Electronically submitted
/s/ Reita D. Coxton