STATE OF NORTH CAROLINA UTILITIES COMMISSION RALEIGH

DOCKET NO. W-1130, SUB 11 DOCKET NO. W-1333, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application by Currituck Water and Sewer,)
LLC, 4700 Homewood Court, Suite 108,	ORDER GRANTING
Raleigh, North Carolina 27609, and Sandler) CURRITUCK'S MOTION FOR
Utilities at Mill Run, LLC, 448 Viking Drive,) EXTENSION OF TIME TO FILE
Suite 220, Virginia Beach, Virginia 23452,) LIST OF WITNESSES, ORDER
for Authority to Transfer the Sandler Utilities	OF WITNESSES, AND TIME
at Mill Run Wastewater System and Public) ESTIMATES FOR CROSS-
Utility Franchise in Currituck County, North) EXAMINATION
Carolina, and for Approval of Rates)

BY THE CHAIR: On May 19, 2021, Currituck Water and Sewer, LLC (Currituck) and Sandler Utilities at Mill Run, LLC (Sandler) filed with the Commission an Application for Transfer of Public Utility Franchise and for Approval of Rates, seeking authority to transfer the wastewater utility system and public utility franchise serving Eagle Creek Subdivision, Eagle Creek Golf Club and Grill, and Moyock Middle School in Currituck County, North Carolina, from Sandler to Currituck and approval of rates (the Joint Application).

On November 18, 2021, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Public Notice (Scheduling Order) requiring, among other things, that Currituck shall consult with all other parties and file, no later than Monday, March 28, 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. If the parties cannot agree, the remaining parties shall, no later than Wednesday, March 30, 2022, make a filing indicating their points of disagreement with Currituck's filing;

On February 24, 2022, the Public Staff filed a motion for an extension of time to file testimony and exhibits to March 2, 2022, and for an extension of the discovery request and response deadlines for the Public Staff's direct testimony using the same timeframe set forth in Discovery Guideline 4 of the Scheduling Order while preserving the dates and deadliness regarding the remaining milestones and discovery guidelines set forth in the Scheduling Order.

On February 25, 2022, the Commission issued an order extending the deadlines for the Public Staff to file testimony and exhibits to March 2, 2022, and for the Companies' to file rebuttal testimony and exhibits to March 22, 2022. The order also required that formal discovery requests of the Public Staff shall be served on the receiving party, no later than five calendar days after the filing of that party's testimony and preserved the remaining procedural dates and deadlines as required by the Scheduling Order.

On March 10, 2022, the Public Staff filed a motion requesting an extension of time to file objections to discovery from March 10, 2022 to March 15, 2022. On March 11, 2022, the Commission granted the Public Staff's Motion extending the deadline for the Public Staff to file objections to discovery to March 15, 2022, and preserving the remaining procedural dates and deadlines as required by the Scheduling Order.

On March 15, 2022, the Public Staff filed objections to numerous of the data requests served on it by Currituck. On March 18, 2022, Currituck filed a Motion to Compel the Public Staff to answer the data requests objected to by the Public Staff. On March 21, 2022, the Public Staff filed a response to Currituck's Motion to Compel.

On March 22, 2022, the Commission issued an order granting Currituck's motion in part and denying it in part. The order also extended the date for Currituck to file rebuttal testimony to March 31, 2022.

On March 24, 2022, the Public Staff filed a motion requesting to delay the expert witness hearing until April 12, 2022, based on the discovery extensions and other procedural guidelines established in the Scheduling Order. On March 30, 2022, the Commission issued an order continuing the expert witness hearing to May 9, 2022.

Based on the foregoing and the entire record herein, the Chair finds good cause to extend the deadline for Currituck 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 to Monday, May 2, 2022. If the parties cannot agree, the remaining parties shall, no later than Wednesday, May 4, 2022, make a filing indicating their points of disagreement with Currituck's filing.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 30th day of March, 2022.

NORTH CAROLINA UTILITIES COMMISSION

Joann R. Snyder, Deputy Clerk