

**STATE OF NORTH CAROLINA  
UTILITIES COMMISSION  
RALEIGH**

DOCKET NO. W-1300, SUB 60

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	)	
Application by Old North State Water	)	ORDER RESCHEDULING
Company, LLC, 3212 6th Avenue South,	)	EXPERT WITNESS HEARING
Suite 200, Birmingham, Alabama 35222, for	)	AND DENYING MOTION TO
Authority to Adjust and Increase Rates for	)	EXCUSE WITNESSES
Water Utility Service in All Its Service Areas	)	
in North Carolina	)	

BY THE PRESIDING COMMISSIONER: On June 29, 2021, Old North State Water Company, LLC (ONSWC or Company) filed an Application for Rate Increase in Docket No. W-1300, Sub 60.

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

On September 21, 2021, the Commission issued an Order Establishing Discovery Guidelines, Scheduling Hearings, and Requiring Public Notice (Scheduling Order).

On November 16, 2021, ruling on the Public Staff's motion for an extension of time, 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.

On February 1, 2022, the Commission issued an Order Granting Motion of the Public Staff for Extensions of Time for certain deadlines established by the Rescheduling Order. On February 8, 2022, the Public Staff filed testimony and exhibits of Charles M. Junis, John R. Hinton, and Iris Morgan. In their initial testimony, witnesses Junis and Morgan stated that there were certain accounting issues as to which they were continuing to receive and analyze information from the Company and that they anticipated they would need to file supplemental testimony addressing those issues. On February 22, 2022, the Company filed rebuttal testimony and exhibits of John McDonald and Laurie Oakman.

On February 24, 2022, the Company filed Applicant's Motion to File Rebuttal to Public Staff Supplemental Testimony (Motion for Rebuttal). On March 1, 2022, the Public Staff filed its Motion for Leave to File Supplemental Testimony and Response to

ONSWC's Motion Filed on February 22, 2022, along with the proposed supplemental testimony and exhibits of Charles M. Junis and Iris Morgan. The parties also requested leave to serve data requests on the other party's supplemental or supplemental rebuttal testimony. On March 3, 2022, the Commission issued the Order Allowing Supplemental and Supplemental and Rebuttal Testimony and Providing for Limited Discovery, accepting the Public Staff's proffered rebuttal testimony for filing, allowing the Company to file rebuttal testimony in response to the Public Staff's supplemental testimony, and permitting both parties to take discovery on the supplemental and supplemental rebuttal testimony.

On March 5, 2022, the Company filed the Supplemental Rebuttal Testimony of Laurie Oakman.

On the morning of March 7, 2022, the Company and the Public Staff filed a Joint Motion to Excuse Witnesses (Joint Motion). In the Joint Motion, the parties stated that "[t]he Joint Settlement Agreement and Stipulation (Stipulation), which is being filed contemporaneously with this Motion, resolves all issues raise in this proceeding." The parties stated that in the Stipulation, they had stipulated to the entry into the record of all prefiled testimony and exhibits and had waived cross-examination. Accordingly, they requested that all Public Staff and ONSWC witnesses be excused from appearing at the evidentiary hearing and testifying. The Joint Motion represented that the Parties' Stipulation Testimonies, Exhibits, and Supporting Schedules (Evidence Supporting Stipulation) would be filed no later than Monday March 7, 2022. However, as of 9:00 a.m. on March 8, neither the Stipulation nor the Evidence Supporting Stipulation had been filed with the Commission.

Accordingly, the Commission is unable to evaluate whether or not it can dispense with the testimony of all or any of the witnesses of the Public Staff or the Company, and the Presiding Commissioner does not find good cause to excuse any witnesses.

In order to give the Commission an opportunity to review the Stipulation and Evidence Supporting Stipulation, the Presiding Commissioner finds good cause to reschedule the expert witness hearing in this matter from 10:00 a.m. on March 8, 2022 to 1:00 p.m. on March 8, 2022.

IT IS, THEREFORE, ORDERED as follows:

1. That the Joint Motion to Excuse Witnesses is denied; and
2. That a hearing will be held on Tuesday, March 8, 2022 at 1:00 p.m, in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina, solely for the purpose of receiving expert witness testimony from the

parties' witnesses, and will continue as required for testimony and cross-examination of expert witnesses for the Company and the Public Staff.

ISSUED BY ORDER OF THE COMMISSION.

This the 8th day of March, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script, appearing to read "Erica N. Green".

Erica N. Green, Deputy Clerk