

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. A-41, SUB 22

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Joint Application of Bald Head Island)	
Transportation, Inc., and Bald Head Island)	ORDER RESCHEDULING
Ferry Transportation, LLC, for Approval of)	HEARING AND ESTABLISHING
Transfer of Common Carrier Certificate to)	ADDITIONAL PROCEDURES
Bald Head Island Ferry Transportation, LLC,)	
and Permission to Pledge Assets)	

BY THE PRESIDING COMMISSIONER: On July 14, 2022, Bald Head Island Transportation, Inc. (BHIT), and Bald Head Island Ferry Transportation, LLC (BHIFT, and collectively with BHIT, the Applicants), a wholly owned subsidiary of Pelican Legacy Holdings, LLC (Pelican), and managed by SharpVue Capital, LLC (collectively with Pelican, SharpVue), filed an application pursuant to N.C. Gen. Stat. § 62-111 for approval (1) to transfer to BHIFT BHIT's Common Carrier Certificate, in order to operate the passenger ferry transportation services to and from Bald Head Island and the tram services on the island, and (2) for BHIFT or SharpVue to pledge assets and borrow/issue debt pursuant to N.C. Gen. Stat. §§ 62-160 and 62-161 as may be necessary to finance the transaction.

On August 24, 2022, the Commission issued an Order Scheduling Hearing, Establishing Procedural Deadlines, and Requiring Public Notice (Scheduling Order), which among other things established deadlines for the filing of direct testimony by intervenors and rebuttal testimony of the Applicants and scheduled public witness and expert witness hearings on the transfer application. The public witness hearing was held as scheduled. The expert witness hearing was scheduled to begin on Tuesday, January 17, 2023.

On December 21, 2022, the Commission issued an Order Holding Proceeding in Abeyance, which held this proceeding in abeyance pending final decision in Docket No. A-41, Sub 21, and stated that the expert witness hearing would be rescheduled by further order of the Commission.

The Presiding Commissioner concludes that good cause exists to reschedule the expert witness hearing and establish the following additional procedures, subject to modification for good cause shown. All other procedural and discovery guidelines and ordering paragraphs set forth in the Commission's Scheduling Order remain in effect.

IT IS, THEREFORE, ORDERED as follows:

1. That the expert witness hearing shall be, and is hereby, rescheduled to begin at 2:00 p.m. on Tuesday, March 7, 2023, and continuing as necessary until conclusion. The hearing will be held in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina;
2. That Applicants shall file their amended application and amended or supplemental direct testimony no later than two business days following the date of issuance of this Order;
3. That on or before Wednesday, February 15, 2023, any persons having an interest in this matter may file the appropriate filings in this proceeding pursuant to Commission Rules R1-5, R1-6, R1-7, and R1-19;
4. That the Public Staff and other intervenors shall file their amended or supplemental direct testimony and exhibits on or before Monday, February 20, 2023;
5. That the parties may file rebuttal testimony on or before Monday, February 27, 2023; and
6. That Applicants shall consult with all other parties and file, no later than Wednesday, February 28, 2023, a joint list of witnesses to be called at the expert witness hearing, the order of witnesses, and the order and estimated time for cross-examination. If the parties cannot reach agreement, the parties shall, no later than Friday, March 3, 2023, make a filing indicating their points of disagreement with the Applicants' filing.

ISSUED BY ORDER OF THE COMMISSION.

This the 20th day of January, 2023.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink, reading "Erica N. Green". The signature is written in a cursive, flowing style.

Erica N. Green, Deputy Clerk