

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1125, SUB 9

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the matter of)	
Greater Kinnakeet Shores Home Owners,)	
Inc. c/o Pat Weston P.O. Box 853, Avon,)	
North Carolina 27915,)	MOTION OF RESPONDENT
Complainant,)	TO STRIKE CERTAIN
v.)	PLEADINGS FROM COMPLAINT
)	
Outer Banks/Kinnakeet Associates, I.J.C,)	
Respondent.)	

NOW COMES the Respondent, Outer Banks/Kinnakeet Associates, I.J.C pursuant to Rule R1-7 (a)(2) of the Rules of the North Carolina Utilities Commission moving the Commission to strike the pleadings described below from Complainant's Complaint upon the grounds that said pleadings are not relevant to and immaterial to the determination of the issue raised in this action, and that said pleadings are improperly interposed solely for the purpose of disparaging and prejudicing the Respondent in its ability to have a fair hearing before the Commission. The specific paragraphs or portions thereof which Respondent moves to strike from the Complaint are as follows:

1. Paragraphs 8, 9, 10, 11, 12, 14, 16, 17, and 18 in their entirety;

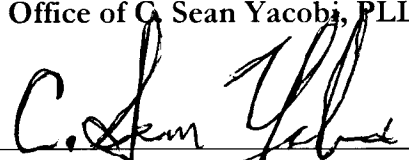
2. Paragraph 13 except as to the allegation that, "[t]he Public Staff conducted its investigation and filed its report with the Commission on May 6, 2013" and "the Public Staff concluded that the wastewater system was in good condition and that OBKA was providing adequate wastewater utility service".

WHEREFORE, Respondent respectfully prays the Commission to strike from the Complaint the paragraphs and portion thereof identified above as irrelevant and immaterial to the determinations of the issues herein.

This the 27th day of January, 2022

Law Office of C. Sean Yacobi, PLLC

By

A handwritten signature in black ink, appearing to read 'C. Sean Yacobi', written over a horizontal line.

C. Sean Yacobi

Attorney for Respondent

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document entitled MOTION TO STRIKE has been served on the parties to this action by:

- () Depositing a copy hereof, postage prepaid, in the United States Mail, properly addressed to each said party or his/her/their/its attorney.
- (✓) Electronic transmission to every party or his/her/their/its attorney, with delivery via facsimile, e-mail or other electronic address made to the facsimile, e-mail or electronic addresses shown herein below.

PARTY SERVED:

Edward S. Finley, Jr.
2024 White oak Road
Raleigh, NC 27608
edfinley98@aol.com

This the 27th day of January, 2022

Law Office of C. Sean Yacobi, PLLC

By: 

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