

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1146, SUB 13
DOCKET NO. W-1328, SUB 10

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Red Bird Utility Operating)	
Company, LLC, and Total Environmental)	
Solutions, Inc., for Authority to Transfer the)	
Lake Royale Subdivision Water and)	ORDER ACCEPTING
Wastewater Utility Systems and Public)	AND APPROVING BOND
Utility Franchise in Franklin and Nash)	AND SURETY
Counties, North Carolina, and for Approval)	
of Rates)	

BY THE PRESIDING COMMISSIONER: On December 14, 2023, in the above-captioned dockets, the Commission issued a Recommended Order Approving Stipulation, Approving Transfer and Rates, Granting Franchise, Approving Bond, and Requiring Customer Notice. Said order approved the transfer of the water and wastewater utility systems and public utility franchise for Lake Royale Subdivision in Franklin and Nash Counties, North Carolina from Total Environmental Solutions, Inc., to Red Bird Utility Operating Company, LLC (Red Bird). On December 22, 2023, the Commission issued an Order Allowing Recommended Order to Become Effective and Final.

Decretal Paragraph 6 of the December 14, 2023 Recommended Order states as follows:

That, prior to closing, Red Bird shall post a \$100,000.00 bond and surety in a form acceptable to the Commission and in compliance with N.C.G.S. § 62-110.3, and that Red Bird shall file a copy of the same within 30 days from the date of this Order;

On January 2, 2024, Red Bird provided written notice to the Commission that the sale of the water and sewer systems serving the Lake Royale service area closed on December 28, 2023.

On January 17, 2024, Red Bird filed a \$100,000.00 bond secured by RLI Insurance Company. Red Bird also filed a commitment letter stating that no utility assets were pledged to obtain the surety. The bond documents provided by Red Bird were dated January 2, 2024. All filing requirements for a bond secured by a commercial surety have been met.

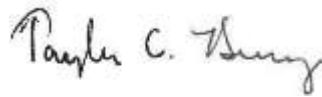
Based on the foregoing, the Presiding Commissioner finds good cause to accept and approve the \$100,000.00 bond and surety filed by Red Bird on January 17, 2024, in Docket No. W-1328, Sub 10, for the water and wastewater utility systems serving Lake Royale Subdivision in Franklin and Nash counties, North Carolina, as required by the December 14, 2023 Recommended Order.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 2nd day of May, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, appearing to read "Taylor C. Berry". The signature is written in a cursive, flowing style.

Taylor C. Berry, Deputy Clerk