

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

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

In the Matter of		
Application by Currituck Water and Sewer,)	
LLC, 4700 Homewood Court, Suite 108,)	
Raleigh, North Carolina 27609, and)	
Sandler Utilities at Mill Run, LLC,)	JOINT MOTION TO
448 Viking Drive, Suite 220, Virginia)	EXCUSE WITNESSES
Beach, Virginia 23452, for Authority to)	
Transfer the Sandler Utilities at Mill Run)	
Wastewater System and Public Utility)	
Franchise in Currituck County, North)	
Carolina, and for Approval of Rates)	

NOW COMES the Public Staff – North Carolina Utilities Commission (Public Staff), Currituck Water and Sewer, LLC (Currituck), and Sandler Utilities at Mill Run, LLC (Sandler) (collectively the Parties) and jointly request that the North Carolina Utilities Commission (Commission) issue an order excusing all witnesses from testifying at the June 8, 2022, expert witness hearing in this matter. In support of this joint motion, the Parties show as follows:

1. On May 20, 2021, Currituck and Sandler filed with the Commission a joint 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 to Currituck from Sandler and approval of rates.

2. On February 4, 2022, Currituck filed the direct testimony of Michael J. Myers, Vice-President, Secretary, and Treasurer of Currituck Water & Sewer, LLC. Sandler filed the direct testimony of Brittney Willis, Senior Project Manager, also on February 4, 2022.

3. On March 2, 2022, the Public Staff filed the direct testimony and exhibits of Iris Morgan, Financial Analyst, Water Section, Public Staff Accounting Division, and D. Michael Franklin, Utilities Engineer, Water, Sewer, and Telephone Division, and the direct testimony of Phat H. Tran, Financial Analyst, Economic Research Division.

4. Also on March 2, 2022, the Public Staff filed the joint testimony and exhibits of David May, Regional Supervisor of the Water Quality Regional Operations Section in the Washington Regional Office of the North Carolina Department of Environmental Quality (DEQ), Division of Water Resources, and Robert Tankard, Assistant Regional Supervisor of the Water Quality Regional Operations Section in the Washington Regional Office of DEQ.

5. On March 22, 2022, Sandler filed the rebuttal testimony of Brittney Willis.

6. On March 31, 2022, Currituck filed the rebuttal testimony of Michael J. Myers, William Freed, Owner, Envirotech Unlimited Construction Services, LLC and Envirotech of North Carolina, Inc., Mark Bissell, President, Bissell Professional Group, Zach Basnight, Project Manager, Basnight Construction, Paul Beaumont, Vice Chairman, Currituck County Board of Commissioners, Robert Hanig, North

Carolina State Representative, Gary Lickfeld, Eagle Creek resident, and Tracy Miller, Area Manager for the Outer Banks and Piedmont areas for Envirolink, Inc.

7. On May 4, 2022, Sandler filed the corrected rebuttal testimony of witness Brittney Willis.

8. No other parties have intervened in this proceeding.

9. On June 6, 2022, the Parties filed a Settlement Agreement and Stipulation (Stipulation) and Exhibits.

10. On June 6, 2022, the Public Staff filed the supplemental testimony and exhibit of witness Iris Morgan and the supplemental and settlement testimony of witness D. Michael Franklin in support of the Stipulation. On the same date, Currituck filed the settlement testimony of Michael Meyers.

11. As detailed in the Stipulation, the Parties have reached agreement on all issues in this proceeding. As such, the Parties have agreed to waive cross-examination of each other's witnesses. However, for purposes of the evidentiary hearing, Currituck and the Public Staff intend to put on the stand their witnesses supporting the Stipulation, those being Currituck witness Meyers and Public Staff witness Franklin.

12. The Parties further request that the prefiled testimonies and exhibits of Currituck witnesses William Freed, Mark Bissell, Zach Basnight, Paul Beaumont, Robert Hanig, Gary Lickfeld, and Tracy Miller, Sandler witness Brittney Willis, and Public Staff witnesses Iris Morgan, Phat Tran, May and Tankard be received into evidence and made part of the record in this matter.

13. The Parties recognize that this request is contingent upon the Commission having no questions for these witnesses.

14. The Public Staff is authorized to file this Joint Motion on behalf of Currituck and Sandler.

WHEREFORE, the Parties respectfully request that Currituck witnesses William Freed, Mark Bissell, Zach Basnight, Paul Beaumont, Robert Hanig, Gary Lickfeld, and Tracy Miller, Sandler witness Brittney Willis, and Public Staff witnesses Iris Morgan, Phat Tran, May and Tankard be excused from appearing at the June 8, 2022, expert witness hearing in this docket and that the pre-filed testimony and exhibits of the respective witnesses be received into evidence and made part of the record in this matter.

Respectfully submitted, this the 6th day of June, 2022.

PUBLIC STAFF
Christopher J. Ayers
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Electronically submitted
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CERTIFICATE OF SERVICE

I do hereby certify that I have served a copy of the foregoing Motion upon each of the parties of record in this proceeding or their attorneys of record by emailing them an electronic copy or by causing a paper copy of the same to be hand-delivered or deposited in the United States Mail, postage prepaid, properly addressed to each.

This the 6th day of June, 2022.

Electronically submitted
/s/ Gina C. Holt