

BENNINK LAW OFFICE

Robert H. Bennink, Jr., Attorney at Law

October 9, 2015

Ms. Gail L. Mount, Chief Clerk
North Carolina Utilities Commission
4325 Mail Service Center
Raleigh, North Carolina 27699-4325

Via Electronic Filing

Re: **Carolina Water Service, Inc. of North Carolina
Docket No. W-354, Sub 344
Joint Motion Setting Forth Recommended Procedural Dates and
to Excuse Witnesses**

Dear Ms. Mount:

Please accept for filing on behalf of Carolina Water Service, Inc. of North Carolina, the Public Staff, and the Corolla Light Community Association, Inc. the attached Joint Motion Setting Forth Recommended Procedural Dates and to Excuse Witnesses.

As always, thank you and your staff for your assistance; please feel free to contact me if there are any questions or suggestions.

Sincerely,

Electronically Submitted

/s/ Robert H. Bennink, Jr.

State Bar No. 6502

Attorney for Carolina Water Service,
Inc. of North Carolina

c: Parties of Record

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-354, SUB 344

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of

Application by Carolina Water Service, Inc. of North Carolina, 2335 Saunders Road, Northbrook, Illinois 60062, For Authority to Adjust and Increase Rates For Water and Sewer Utility Service in All of its Service Areas in North Carolina)	JOINT MOTION SETTING FORTH RECOMMENDED PROCEDURAL DATES AND TO EXCUSE WITNESSES
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NOW COMES Carolina Water Service, Inc. of North Carolina (CWSNC or Company); the Public Staff - North Carolina Utilities Commission (Public Staff), by and through its Chief Counsel, Antoinette R. Wike; and Corolla Light Community Association, Inc. (CLCA), (collectively, "the Parties"), by and through counsel, to request that the North Carolina Utilities Commission (Commission) reschedule the evidentiary hearing in this docket and adopt the recommended procedural dates as set forth in this Joint Motion.

In support of this Joint Motion, the Parties respectfully show the following:

1. On October 1, 2015, the Parties filed a Joint Motion to Reschedule Evidentiary Hearing and Extend Filing Dates (First Joint Motion). In the First Joint Motion, the Parties requested that the Commission reschedule the evidentiary hearing in this docket to allow the Company time to conclude 10 nearly-completed or completed but not documented construction projects (Projects) so that those Projects might be included in the Company's cost of service once their final costs have been determined and requisite invoices and other documentation have been provided to the Public Staff for

review and verification. Additionally, the Parties requested that the Commission grant the Public Staff and Intervenor CLCA additional time to prefile testimony supporting the Parties' stipulation and settlement agreement in this docket.

2. On October 2, 2015, the Chairman of the Commission entered a procedural order in this docket entitled "Order Rescheduling Evidentiary Hearing and Extending filing Dates." By this Order, the Chairman ruled as follows:

After carefully considering the Joint Motion, the record proper, and the agreement by the Company to extend by the same number of days the evidentiary hearing is delayed, the date upon which the Company would otherwise be entitled to place temporary rates in effect under bond pursuant to G.S. 62-135, the Chairman finds that good cause exists to grant the Joint Motion and continue the evidentiary portion of the October 5, 2015 hearing to a future date and time to be determined and set by further Order; to approve an extension of time for the Parties to finalize and file a stipulation and settlement agreement and supporting pre-filed testimony to a future date to be determined and set by further Order; to authorize the Parties to file recommended dates for the evidentiary hearing and for the filing of settlement-related testimony on or before Friday, October 9, 2015; and to convene the hearing presently scheduled for October 5, 2015, for receipt of customer testimony only. Further, the Chairman finds that good causes exists to grant the Parties request that the Commission tentatively hold the morning of Tuesday, October 20, 2015, on its calendar for resumption of the evidentiary portion of this case, pending receipt of the Parties' final recommendations.

3. The Parties have resolved all issues in this case, anticipate receiving all requisite information from the Company to support the additional plant items by October 9, 2015, and propose to file a stipulation and settlement agreement and supporting prefled testimony on or before Friday, October 16, 2015, in this docket. The Parties, therefore, request that the evidentiary hearing date be rescheduled for the morning of Tuesday, October 20, 2015.

4. On August 21, 2015, CWSNC prefled the direct testimony and exhibits of

David Liskoff and Pauline M. Ahern in support of the Company's rate case application. The Public Staff and CLCA waive their right to cross-examine CWSNC witnesses Liskoff and Ahern at the proposed October 20th evidentiary hearing and consent to those witnesses not being required to personally appear at the hearing, provided that the Parties have filed a final stipulation and settlement agreement by that date and that witnesses Liskoff and Ahern are not requested to be in attendance by the Commission. If the Commission excuses these witnesses from appearing at the rescheduled evidentiary hearing, CWSNC will have Martin J. Lashua, the Company's Vice-President for Operations in North Carolina, present and available to respond to any questions the Commission may have.

5. By law, pursuant to G.S. 62-135, CWSNC would be entitled to put temporary rates under bond into effect on November 29, 2015, if a final order has not, as of that date, been issued by the Commission. The Company is hereby requesting that the evidentiary hearing be rescheduled for October 20, 2015, which is an additional period of 15 calendar days beyond the October 5, 2015 date the evidentiary hearing was scheduled to be convened. For that reason, the Company agrees to extend the date upon which it would otherwise be entitled to place temporary rates in effect under bond pursuant to G.S. 62-135 by 15 calendar days until Monday, December 14, 2015.

WHEREFORE, the Parties hereby request that the Commission enter an Order in this docket which:

(a) Reschedules the evidentiary hearing for Tuesday, October 20, 2015, beginning at 10:00 a.m. in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina.

(b) Allows the Parties until Friday, October 16, 2015, to file a stipulation and settlement agreement and testimony and exhibits in support thereof.

(c) Excuses CWSNC witnesses David Liskoff and Pauline M. Ahern from appearing at the October 20th evidentiary hearing and holds that their testimony and exhibits will be admitted as evidence and copied into the record of the case, provided that the Parties have filed a final stipulation and settlement agreement by that date and that witnesses Liskoff and Ahern are not requested to be in attendance by the Commission.

(d) Declares that pursuant to G.S. 62-135, CWSNC is, by law, entitled to put temporary rates under bond into effect on December 14, 2015, if a final order has not, as of that date, been issued in this docket by the Commission.

Respectfully submitted, this the 9th day of October, 2015.

Carolina Water Service, Inc. of North
Carolina

By:

Electronically submitted
/s/ Robert H. Bennink, Jr.
Bennink Law Office

Corolla Light Community Association,
Inc.

By:

Electronically submitted
/s/ Dwight W. Allen
The Allen Law Offices, PLLC

Public Staff - North Carolina Utilities
Commission

By:

Electronically submitted
/s/ Gina C. Holt
Staff Attorney
Public Staff

CERTIFICATE OF SERVICE

I certify that a copy of this **Joint Motion Setting Forth Recommended Procedural Dates and to Excuse Witnesses** has been served on all parties of record or their attorneys, or both, by United States mail, first class or better; by hand delivery; or by means of facsimile or electronic delivery upon agreement of the receiving party.

This the 9th day of October, 2015.

Electronically Submitted
/s/Robert H. Bennink, Jr.

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