

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1328, SUB 11

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application by Red Bird Utility Operating)
Company, LLC d/b/a Red Bird Water, for a)
Certificate of Public Convenience and)
Necessity to Provide Water and Wastewater)
Utility Service to the Pine Mountain Lakes)
Subdivision in Burke County, North Carolina,)
and for Approval of Rates)

ORDER GRANTING EXTENSION
OF TIME TO FILE TESTIMONY

BY THE PRESIDING COMMISSIONER: On September 30, 2021, Red Bird Utility Operating Company, LLC d/b/a Red Bird Water (Red Bird) filed with the Commission an Application for a Certificate of Public Convenience and Necessity and for Approval of Rates (Application) seeking to provide water and sewer utility service to Pine Mountain Lakes subdivision in Burke County, North Carolina.

On January 16, 2024, the Commission issued an Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Customer Notice (Scheduling Order) which, among other things, scheduled the Public Staff to file its prefiled direct testimony on or before Monday, February 26, 2024, and for Red Bird to file its rebuttal testimony on or before Monday, March 11, 2024.

On February 23, 2024, the Public Staff filed a Motion for Extension of Time to file Testimony (Motion) requesting an extension of time to file its prefiled direct testimony on or before Wednesday, February 28, 2024. In support of its Motion, the Public Staff states that since the filing of Red Bird's prefiled testimony and exhibits, the Public Staff has conducted additional discovery. The parties now intend to engage in settlement discussions to resolve certain issues in dispute in this docket, and the Public Staff believes that the additional time in which to file its prefiled direct testimony will allow the parties opportunity to resolve these issues.

In connection with its Motion, the Public Staff also requests that the time for Red Bird to file any rebuttal testimony be extended by the same two-day interval to Wednesday, March 13, 2024.

The Public Staff represents that Red Bird does not oppose its Motion.

Based on the foregoing, and the entire record, the Presiding Commissioner finds good cause to grant the Public Staff's Motion to extend the deadline for filing its prefiled direct testimony on or before Wednesday February 28, 2024, and for Red Bird to file its rebuttal testimony on or before Wednesday, March 13, 2024. With the exception of the specifically stated extensions, all other deadlines in the Scheduling Order remain as originally ordered.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 26th day of February, 2024.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in black ink that reads "A. Shonta Dunston". The signature is written in a cursive, flowing style.

A. Shonta Dunston, Chief Clerk