

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

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

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
Application by Currituck Water and)	PUBLIC STAFF'S MOTION
Sewer, LLC, 4700 Homewood Court,)	FOR EXTENSION OF TIME
Suite 108, Raleigh, North Carolina)	
27609, and Sandler Utilities at Mill Run,)	
LLC, 448 Viking Drive, Suite 220,)	
Virginia 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), by and through its Executive Director, Christopher J. Ayers, and respectfully moves the North Carolina Utilities Commission (Commission) to (1) grant an extension of time for the filing of the direct testimony and exhibits of intervenors and the Public Staff; (2) extend the discovery request and response deadlines for the Public Staff and intervenors' direct testimony and exhibits using the same timeframes set forth in a previous Commission order; and (3) preserve all remaining dates and deadlines regarding milestones and discovery guidelines. In support of this motion, the Public Staff respectfully shows the Commission the following:

1. On May 19, 2021, Currituck Water and Sewer, LLC (Currituck) and Sandler Utilities at Mill Run, LLC (Sandler) filed with the Commission an 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, from Sandler to Currituck and approval of rates (the Joint Application).

2. On November 18, 2021, the Commission issued an *Order Scheduling Hearings, Establishing Discovery Guidelines, and Requiring Public Notice* which, among other things, required the Public Staff and intervenors to file direct testimony and exhibits on or before Thursday, February 24, 2022; ordered Currituck and Sandler (collectively, the Companies) to file their rebuttal testimony and exhibits, if any, by Wednesday, March 16, 2022; and scheduled the expert witness hearing for April 5, 2022 (the Procedural Order). The Procedural Order also required Currituck to consult with all other parties and file, no later than Monday, March 28, 2022, a list of witnesses to be called at the expert witness hearing, the order of witnesses, and each party's estimated time for cross-examination. The Procedural Order further directed the remaining parties to make a filing indicating their points of disagreement with Currituck's filing, if consensus was not reached, no later than Wednesday, March 30, 2022.

3. In an order issued February 8, 2022, the Commission required the Companies or Envirolink, Inc., as applicable, to file verified written responses and documentation to certain questions and requests on or before February 24, 2022;

required the Companies to file, separately, a verified report regarding the public witness hearing on or before February 24, 2022; and required the Public Staff to file a verified response to and any comments on the Companies' reports on or before February 24, 2022.

4. In an order issued February 17, 2022, the Commission extended the deadline for the Companies' reports on the public hearing to March 4, 2022, and the Public Staff's verified response to those reports to March 11, 2022 (Order Extending Report Filing).

5. The Public Staff is awaiting past-due information from Currituck that is necessary and material to the direct testimony the Public Staff intends to file regarding the Joint Application. Currituck has yet to indicate when the Public Staff can expect to receive this information.

6. The Public Staff, therefore, respectfully requests that the Commission extend the due date for the filing of the direct testimony and exhibits of intervenors and the Public Staff to March 2, 2022.

7. The Public Staff also respectfully requests that the Commission extend the discovery request and response deadlines for the Public Staff and intervenors' direct testimony using the same timeframes set forth in Discovery Guideline 4 of the Procedural Order.

8. Lastly, the Public Staff requests that the Commission preserve the remaining dates and deadlines regarding the milestones and discovery guidelines set forth in the Procedural Order and Order Extending Report Filing.

9. The Public Staff has contacted counsel for the Companies. Counsel for Sandler has indicated that Sandler has no objection to the extension of time. Counsel for Currituck has provided no response.

10. WHEREFORE, for the reasons set forth above, the Public Staff respectfully requests that the Commission (1) extend the time for the filing of intervenor and Public Staff direct testimony and exhibits to March 2, 2022; (2) extend the discovery request and response deadlines for the Public Staff and intervenors' direct testimony and exhibits using the same timeframes set forth in Discovery Guideline 4 of the Procedural Order; and (3) preserve the remaining dates and deadlines regarding the milestones and discovery guidelines set forth in the Procedural Order and Order Extending Report Filing.

Respectfully submitted this 24th day of February, 2022.

PUBLIC STAFF
Christopher J. Ayers
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Electronically submitted
/s/ Gina C. Holt
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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 24th day of February, 2022.

Electronically submitted
/s/ Gina C. Holt