



**NORTH CAROLINA
PUBLIC STAFF
UTILITIES COMMISSION**

October 29, 2021

VIA ELECTRONIC MAIL

Daniel C. Higgins, Esq.
Burns, Day & Presnell, P.A.
Post Office Box 10867
Raleigh, North Carolina 27605

Re: Docket No. W-1328, Sub 11, Application by Red Bird Utility Operating Company, LLC, 1650 Des Peres Road, Suite 303, St. Louis, Missouri 63131, for a Certificate of Public Convenience and Necessity and Approval of Rates

Dear Mr. Higgins:

The Public Staff has performed an initial review of the application filed in the above-referenced docket on September 30, 2021, by Red Bird Utility Operating Company, LLC (Red Bird or the Company). Based on its review, Public Staff has determined that the Company failed to provide the required material data and information described below in the subject filing.

1. Application, page 5, Original Cost of Utility System, lines 3 through 18 indicate "Unknown." However, line 19, Net investment in utility property indicates total amounts of \$1,065,000 to \$1,624,000 for water and \$511,000 for wastewater. Since line 19 is calculated using the information provided in lines 3 through 18, it is unclear how the amounts shown in line 19 were determined.
2. The application includes a list of exhibits that must be attached to the application. Line 9 requires Red Bird provide a vicinity map showing the location of the service areas in sufficient detail for someone not familiar with the county to locate the subdivisions. Red Bird referenced Attachment K for this required exhibit. However Attachment K is a description of the movable (and personal) property included in the sale of the utility system to Red Bird.

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3. Confidential Attachments E, Water System and Wastewater System Engineering Memoranda and Attachments F, Drinking Water and Wastewater Summaries, provide the total estimated capital expenditures for the water and wastewater utility systems over the next five years. However, the application, page 8, lines 1 and 2, requires the year major improvements/additions and replacements will be made to be identified. Neither Attachments E nor Attachments F provide the specific year expenditures included in the forecasted five years capital expenditure estimate are expected to occur.

The Public Staff considers the Company's application incomplete as filed due to the Company's failure to include the material data and information described in items 1 through 3, above. Therefore, the Public Staff will not bring proposed Orders related to the application before the Commission until the application is considered by the Public Staff to be complete.

Provide to the Public Staff and file with the Commission the data and information described above to complete Red Bird's application.

If you have any questions, please do not hesitate to contact me at (919) 733-0977. Company personnel are welcome to contact Mike Franklin at (919) 715-2666 on application related questions.

Sincerely yours,

Electronically submitted
/s/ William E. Grantmyre
Staff Attorney
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cc: Dianna Downey – Public Staff-Legal
Aaron Silas – Red Bird
Russ Mitten – Red Bird