

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

OFFICIAL COPY

DOCKET NO. W-1230, SUB 0

FILED

OCT 16 2009

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

Clerk's Office
N.C. Utilities Commission

In the Matter of

Application by Briar Chapel Utilities, LLC, for a)
Certificate of Public Convenience and Necessity to)
Provide Sewer Utility Service in Briar Chapel)
Subdivision in Chatham County, North Carolina,)
and for Approval of Rates)

NOTICE OF AFFIDAVIT

NOW COMES THE PUBLIC STAFF - North Carolina Utilities Commission, by and through its Executive Director, Robert P. Gruber, as constituted by G.S. 62-15, and gives notice that the Affidavit of:

Calvin C. Craig, III, Financial Analyst
Economic Research Division
Public Staff - North Carolina Utilities Commission
430 North Salisbury Street - Dobbs Building
4326 Mail Service Center
Raleigh, North Carolina 27699-4326

will be used in evidence at the hearing in this docket scheduled for the 27th day of October, 2009, pursuant to G.S. 62-68. The affiant will not be called to testify orally and will not be subject to cross-examination unless an opposing party demands the right of cross-examination pursuant to G.S. 62-68.

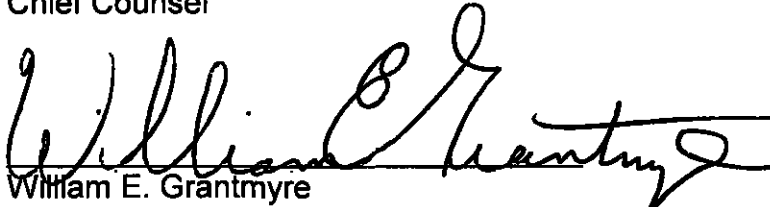
THEREFORE, the Public Staff moves that the Affidavit of Calvin C. Craig, III, be admitted into evidence in the absence of notice from any opposing party pursuant to G.S. 62-68.

Clerk
AG
Benning
Foster
Hoover
Wife
Hilburn
Brown

Respectfully submitted this the 16th day of October, 2009.

PUBLIC STAFF
Robert P. Gruber
Executive Director

Antoinette R. Wike
Chief Counsel

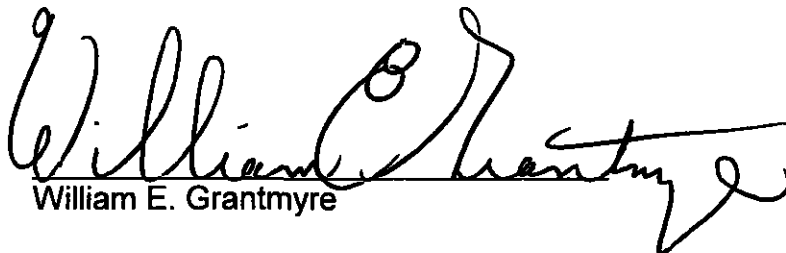

William E. Grantmyre
Staff Attorney

430 North Salisbury Street - Dobbs Building
4326 Mail Service Center
Raleigh, North Carolina 27699-4326
Telephone: (919) 733-6110

CERTIFICATE OF SERVICE

I certify I have this day served a copy of the foregoing Notice of Affidavit and Affidavit on each of the parties of record by email.

This the 16th day of October, 2009.


William E. Grantmyre

OFFICIAL COPY

DOCKET NO. W-1230, SUB 0

FILED

OCT 06 2009

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

Clerk's Office
N.C. Utilities Commission

In the Matter of
Application by Briar Chapel Utilities, LLC,)
for a Certificate of Public Convenience and)
Necessity to Provide Sewer Utility Service)
in Briar Chapel Subdivision in Chatham)
County, North Carolina and for Approval)
of Rates)

AFFIDAVIT
OF
CALVIN C. CRAIG, III

State of North Carolina

County of Wake

I, Calvin C. Craig, III, being first duly sworn do depose and say:

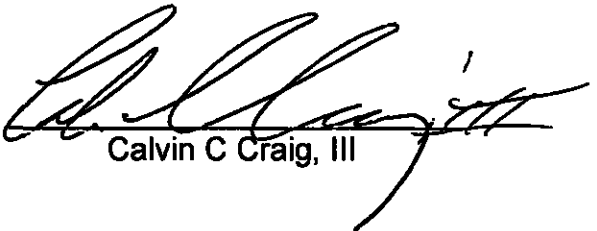
I am a Public Utilities Financial Analyst with the Economic Research Division of the Public Staff of the North Carolina Utilities Commission representing the using and consuming public.

I received a B S degree in Industrial Relations from the University of North Carolina at Chapel Hill in 1985, an MBA degree from East Carolina University in 1993, and a Juris Doctor degree from North Carolina Central University in 2006. Since joining the Public Staff in November 1995, I have been involved with natural gas expansion projects, have conducted rate of return studies, and have filed affidavits assessing financial viability and a fair rate of return in numerous water and sewer utility rate cases.

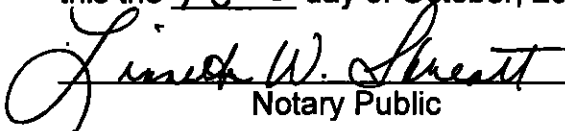
The purpose of this affidavit is to make a recommendation to the Commission regarding the financial fitness of Briar Chapel Utilities, LLC (Briar Chapel or Company) to provide sewer utility service in Briar Chapel Subdivision. In regard to the financial fitness of Briar Chapel, I have evaluated the financial and accounting information in this docket, and financial statements for the Company. Based on this evaluation, I conclude that Briar Chapel is financially fit to provide the sewer utility service for which it has

applied in this docket. Therefore, I recommend to the Commission that Briar Chapel be granted authority to provide sewer utility service in Briar Chapel Subdivision.

This concludes my affidavit.


Calvin C Craig, III

Sworn to and subscribed before me
this the 15th day of October, 2009.

 Linnetta W. Threatt
Notary Public

My Commission expires: 9-4-2013

