

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1136, SUB 3

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	)	MOTION TO CANCEL
Application by JAARS, Inc., Post Office	)	PUBLIC AND
Box 248 Waxhaw, North Carolina 28173	)	EVIDENTIARY
for Authority to Increase Rates for Water Utility	)	HEARINGS AND TO
Service in All of Its Service Areas in Union	)	ADMIT EVIDENCE
County, North Carolina)	

NOW COMES THE PUBLIC STAFF – North Carolina Utilities Commission, by and through its Executive Director, Christopher J. Ayers, and moves that the public and evidentiary hearings previously scheduled on this matter be canceled and that the Public Staff’s testimony, affidavits, and exhibits be entered into evidence. In support of this motion the Public Staff respectfully shows unto the Commission:

1. This proceeding began with the filing of an Application for Rate Increase by JAARS, Inc. (JAARS or the Company) on June 23, 2020.
2. In an order issued July 20, 2020, the Commission declared the proceeding to be a general rate case and suspended rates for up to 270 days.
3. By order dated September 4, 2020, the Commission scheduled a remote customer hearing at 6:30 p.m., on Wednesday, October 28, 2020. The hearing was scheduled subject to cancellation if no significant protests were received by October 9, 2020.

4. By order dated September 4, 2020, the Commission scheduled an evidentiary hearing to begin at 10:00 a.m., on Tuesday, November 10, 2020.

5. In a certificate of service filed on September 15, 2020, the Company indicated that all affected customers had been served with notice of the proposed rate increase and hearing.

6. The Public Staff did not receive any protests and no one registered to provide testimony at the public hearing by the deadline established in the customer notice.

7. The Company filed a Letter of Concurrence agreeing with the rates recommended by the Public Staff on October 13, 2020.

8. The Public Staff requests that the public and evidentiary hearings, scheduled for Wednesday, October 28, 2020, and Tuesday, November 10, 2020, respectively, be cancelled, and that the testimony and exhibits of Public Staff witnesses Gina Y. Casselberry and June Chiu, and the affidavit of Public Staff witness Calvin C. Craig, III, be entered into evidence. The Public Staff has contacted the Company, and it has no objection to cancelling the public and evidentiary hearings.

9. A proposed order is being filed with this motion.

WHEREFORE, the Public Staff prays:

1. That the Commission grant the Public Staff's request to cancel the public hearing scheduled for Wednesday, October 28, 2020 at 6:30 p.m. and the evidentiary hearing scheduled for Tuesday, November 10, 2020 at 10:00 a.m.

2. That the testimony and exhibits of Public Staff witnesses Gina Y.

Casselberry and June Chiu and the affidavit of Public Staff witness Calvin C. Craig, III, be entered into the record.

3. That JAARS be ordered to notify its customers of the cancellation of the hearings; and

4. For such other and further relief as the Commission may deem just and proper.

Respectfully submitted, this the 16th day of October, 2020.

PUBLIC STAFF
Christopher J. Ayers
Executive Director

Dianna W. Downey
Chief Counsel

Electronically submitted
/s/Reita D. Coxton
Reita D. Coxton
Staff Attorney

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CERTIFICATE OF SERVICE

I do hereby certify that I have this day 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 16th day of October, 2020.

Electronically submitted
/s/Reita D. Coxton
Reita D. Coxton

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. W-1136, SUB 3

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of	
Application by JAARS, Inc., Post Office	) PROPOSED ORDER
Box 248 Waxhaw, North Carolina 28173	) CANCELING HEARINGS,
for Authority to Increase Rates for Water	) ADMITTING EVIDENCE, AND
Utility Service in All of Its Service Areas in	) REQUIRING CUSTOMER
Union County, North Carolina	) NOTICE

BY THE COMMISSION: This proceeding began with the filing of an application for rate increase by JAARS, Inc. (JAARS or the Company) on June 23, 2020. In an order issued on July 20, 2020, the Commission declared the proceeding to be a general rate case and suspended the proposed new rates for up to 270 days. By order dated September 4, 2020, the Commission scheduled a remote customer hearing, at 6:30 p.m., on Wednesday, October 28, 2020, and an evidentiary hearing beginning at 10:00 a.m., on Tuesday, November 10, 2020. The customer hearing was scheduled subject to cancelation if no significant protests were received by October 9, 2020. The Public Staff did not receive any protests and no one registered to provide testimony at the public deadline. On October 13, 2020, the Company filed a Letter of Concurrence in which it consented to the rates recommended by the Public Staff

On October **, 2020, the Public Staff filed a Motion to Cancel Hearing. In its motion the Public Staff stated that the Company had filed the requisite Certificate of Service, which attested that all affected customers received notice of the rate increase and the hearing; it did not receive any protests; no one registered to provide

testimony at the public hearing by the deadline established in the customer notice; and the Company submitted a Letter of Concurrence in which it consented to the rates recommended by the Public Staff. The motion also states that the Public Staff contacted the Company and it has no objection to cancelling either hearing. The motion requested cancellation of both hearings as well as admission of prefiled testimony, exhibits, and affidavits of Public Staff witnesses Calvin C. Craig, III; Gina Y. Casselberry, and June Chiu.

Based upon the foregoing, the Commission is of the opinion that the hearings scheduled for October 28, 2020, and November 10, 2020, should be canceled; customer notice of said cancelations should be required; the testimony, exhibits, and affidavits of Public Staff witnesses listed above should be admitted into evidence in this proceeding.

IT IS, THEREFORE, ORDERED as follows:

1. That the remote public hearing previously scheduled for Wednesday, October 15, 2020, is canceled.
2. That the evidentiary hearing previously scheduled for Tuesday, November 10, 2020, is cancelled;
3. That the testimony, exhibits, and affidavits of Public Staff witnesses Calvin C. Craig, III; Gina Y. Casselberry; and June Chiu be entered into the record; and
4. That a copy of this Order be mailed with sufficient postage or hand delivered by the Company to all affected customers no later than November 10, 2020, and that the Company submit to the Commission the attached

Certificate of Service properly signed and notarized not later than
November 15, 2020.

ISSUED BY ORDER OF THE COMMISSION.

This the ____ day of _____, 2020.

NORTH CAROLINA UTILITIES COMMISSION

Kimberley A. Campbell, Chief Clerk

CERTIFICATE OF SERVICE

I, _____, mailed with sufficient postage or hand delivered to all affected customers the attached Order Canceling Hearings, Admitting Evidence, and Requiring Customer Notice issued by the North Carolina Utilities Commission in Docket No. W-1136, Sub 3, by the date specified in the Order.

This the _____ day of _____, _____.

By: _____

Signature

Name of Utility Company

The above named Applicant, _____, appeared personally before me this day and, being first duly sworn, says that the Order Canceling Hearings, Admitting Evidence, and Requiring Customer Notice was mailed or hand delivered to all affected customers, as required by the Commission Order dated _____ in Docket No. W-1136, Sub 3.

Witness my hand and notarial seal, this the _____ day of _____, 2020.

Notary Public

Printed Name

(SEAL) My Commission Expires:

Date