

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, OCTOBER 4, 2024

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APPLICATION OF

BARC ELECTRIC COOPERATIVE  
and  
BARCONNECTS, LLC

CASE NO. PUR-2024-00141

For approval pursuant to Title 56,  
Chapters 3 and 4 of the Virginia Code

EXTENSION ORDER

On August 12, 2024, BARC Electric Cooperative ("BARC") and its affiliate BARConnects, LLC ("BARConnects") (collectively, "Applicants"), completed an application ("Application") with the State Corporation Commission ("Commission"), under Chapters 3<sup>1</sup> and 4<sup>2</sup> of Title 56 of the Code of Virginia ("Code"), for approval of BARC to guarantee a \$31 million construction loan from CoBank to BARConnects (the "Guarantee"). The Applicants state the Guarantee will support BARConnects' construction of its Fiber-to-the-Home Project.

Pursuant to Code § 56-61, the Commission must act on an application filed under Chapter 3 within 25 days of its filing, or the application shall be deemed in fact and law to have been approved. As an alternative, the Commission may extend this period by up to an additional 30 days. Code § 56-61 also allows the Commission to extend the statutory review period beyond 55 days for "a specified reasonable period" if the Commission determines that 55 days is not sufficient time in which to fully investigate and determine whether the application should be granted.

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<sup>1</sup> Va. Code § 56-55 *et seq.* ("Chapter 3").

<sup>2</sup> Va. Code § 56-76 *et seq.* ("Chapter 4").

Pursuant to Code § 56-77, the Commission must act on an application filed under Chapter 4 within 60 days of its filing or the application shall be deemed approved. The Commission may, however, by order, extend this period by up to an additional 30 days.

On August 26, 2024, the Commission issued an order in this case extending the initial 25-day review period under Chapter 3 by an additional 30 days. The Commission Staff ("Staff") requires additional time to fully investigate the details regarding the Guarantee and its potential impact on BARC.

NOW THE COMMISSION, upon consideration of this matter and having been advised by its Staff, is of the opinion and finds that the issues involved in the Application will require more time for review. Therefore, it is appropriate, pursuant to Code §§ 56-61 and 56-77, to extend the review period for an additional 35 days.<sup>3</sup>

Accordingly, IT IS ORDERED THAT:

- (1) Pursuant to Code §§ 56-61 and 56-77, the period for the review of the issues presented by the captioned Application is extended for an additional thirty-five (35) days.
- (2) This case is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

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<sup>3</sup> This extension will put the total time for review to 90 days, the maximum allowed under Code § 56-77.