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AZ CORP COMMISSION  
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

7 IN THE MATTER OF THE  
8 APPLICATION OF BLACK MOUNTAIN  
9 SEWER CORPORATION, AN ARIZONA  
CORPORATION, FOR A  
10 DETERMINATION OF THE FAIR  
11 VALUE OF ITS UTILITY PLANT AND  
PROPERTY AND FOR INCREASES IN  
12 ITS RATES AND CHARGES FOR  
UTILITY SERVICE BASED THEREON.

DOCKET NO: SW-02361A-08-0609

NOTICE OF ERRATA

13 Black Mountain Sewer Corporation ("BMSC" or the "Company") hereby submits  
14 this Notice of Errata to correct some errors, primarily in the citations contained in the  
15 footnotes to BMSC's Initial Closing Brief filed on December 14, 2009. Set forth below  
16 are the relevant footnotes, in their entirety, with the corrected citations (shown in bold).  
17 These footnotes can replace the footnotes in the original brief:

18 Footnote 16: **Sorensen Dt. at 6:19-7:11**; Tr. at 131:7 – 132:2, 369:25 – 370:19.

19 Footnote 17: **Sorensen Dt. at 6:19-7:11**; **Sorensen Rj. at 7:15 – 8:12**.

20 Footnote 48: **See Tr. at 189:17 – 191:1**.

21 Footnote 57: Bourassa Rb. at 18:4-10. This amount reflects BMSC's acceptance of  
22 Staff's reduction of \$191,828 (**see Staff Schedule CSB-12**) for disallowed costs. The  
23 Company accepts that these amounts, which include, among other things, charitable  
24 contributions and corporate gifts, while part of any large corporation's expenses, may not  
25 be viewed as a direct enough benefit to ratepayers. Tr. at 189:11-16.

1 Footnote 64: *See Transcript from June 20, 2006 hearing at 778, Black*  
2 *Mountain Sewer Corporation, Docket No. SW-02361A-05-0657. See also Tr. at 773:1-*  
3 *5, 775:8-15.*

4 Footnote 73: Sorensen Rj. at 6:1-15; Tr. at 405:7-15.

5 Footnote 74: Sorensen Rj. at 6:10-15; Tr. at 405:16-19.

6 Footnote 75: **Brown Dt. at 19:24 – 20:12.**

7 Footnote 79: BMSC Final Schedule C-1, page 1; **Staff Final Schedule CSB-21.**

8 Footnote 83: **Decision No. 69164 at 5:13-15.** *See also* Brown Sb. at 6:19-8:1.

9 Footnote 93: **Brown Sb. at 9:12-15.**

10 Footnote 99: **Brown Supp. Sb. at 3:16-23.**

11 Footnote 110: **Bourassa Rb. at 8:16 – 9:19.**

12 Footnote 112: **Bourassa Rj. at 11:11-18.**

13 Footnote 166: **Doelle Supp. Dt. at 3;** Doelle Sb. at 1; Tr. at 70:23-71:19.

14 Undersigned counsel apologizes for any inconvenience caused in this matter.

15 **RESPECTFULLY SUBMITTED** this 18th day of December, 2009.

16 FENNEMORE CRAIG, P.C.

17  
18 By \_\_\_\_\_

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22 **ORIGINAL** and thirteen (13) copies  
23 of the foregoing were filed  
this 18th day of December, 2009, with:

24 Docket Control  
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**Copy of the foregoing was hand delivered**  
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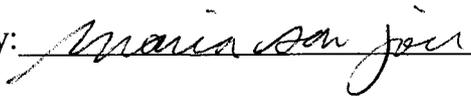
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