

ORIGINAL



0000118271

RECEIVED

1 FENNEMORE CRAIG, P.C.
 Jay L. Shapiro (No. 014650) 2010 SEP 22 P 4: 22
 2 Norman D. James (No. 006901)
 3 3003 N. Central Ave.
 Suite 2600
 Phoenix, Arizona 85012
 4 Attorneys for Black Mountain Sewer Corporation

ARIZONA CORPORATION 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
 DETERMINATION OF THE FAIR
 10 VALUE OF ITS UTILITY PLANT AND
 PROPERTY AND FOR INCREASES IN
 11 ITS RATES AND CHARGES FOR
 UTILITY SERVICE BASED THEREON.

DOCKET NO: SW-02361A-08-0609

NOTICE OF FILING

13 At the request of Commission Staff, Black Mountain Sewer Corporation
 14 ("BMSC") hereby files its notice to customers regarding the revised schedule of rates and
 15 charges and the one-time debit, attached as **Exhibit 1**, along with proof of mailing,
 16 attached as **Exhibit 2**. In accordance with Decision No. 71865 (September 1, 2010),
 17 BMSC mailed to all customers this notice, the form of which was previously approved by
 18 Staff.

19 RESPECTFULLY SUBMITTED this 22nd day of September, 2010.

20 FENNEMORE CRAIG, P.C.

21
 22 By *Norm D. James*
 Jay L. Shapiro
 Norman D. James
 3003 North Central Avenue, Suite 2600
 Phoenix, Arizona 85012
 Attorneys for Black Mountain Sewer Corporation

23 Arizona Corporation Commission

24 DOCKETED

25 SEP 22 2010

26 DOCKETED BY *[Signature]*

1 **ORIGINAL** and thirteen (13) copies
2 of the foregoing were filed
3 this 22nd day of September, 2010, with:

4 Docket Control
5 Arizona Corporation Commission
6 1200 W. Washington Street
7 Phoenix, AZ 85007

8 **Copy of the foregoing was hand delivered**
9 this 22nd day of September, 2010, with:

10 Dwight D. Nodes
11 Assistant Chief Administrative Law Judge
12 Arizona Corporation Commission
13 1200 W. Washington Street
14 Phoenix, AZ 85007

15 Robin Mitchell, Esq.
16 Legal Division
17 Arizona Corporation Commission
18 1200 W. Washington Street
19 Phoenix, AZ 85007

20 Connie Walczak
21 Utilities Division
22 Arizona Corporation Commission
23 1200 W. Washington Street
24 Phoenix, AZ 85007

25 **Copy of the foregoing mailed**
26 this 22nd day of September, 2010, to:

Michelle L. Wood, Esq.
Residential Utility Consumer Office
1110 W. Washington, Suite 220
Phoenix, AZ 85007

Scott S. Wakefield
Ridenour, Hienton & Lewis
201 N. Central Avenue, Suite 3300
Phoenix, AZ 85004-1052

Thomas K. Chenal
David W. Garbarino
Sherman & Howard LLC
7047 E. Greenway Parkway, Suite 155
Scottsdale, AZ 85254-8110

1 M.M. Schirtzinger
34773 North Indian Camp Trail
2 Scottsdale, AZ 85266

3 Roger Strassburg
Roger Strassburg, PLLC
4 9117 E. Los Gatos Drive
Scottsdale, AZ 85255

5 Dennis E. Doelle, D.D.S.
6 7223 E. Carefree Drive
P.O. Box 2506
7 Carefree, AZ 85377

8
9 By: 

10 2354601.1/16040.035

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

EXHIBIT

1

EXHIBIT

2

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

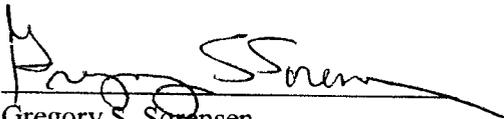
AFFIDAVIT OF GREGORY S. SORENSEN

Gregory S. Sorensen, being duly sworn, deposes and says:

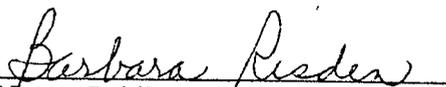
1. I am a resident of Maricopa County, over 18 years of age, and make this affidavit based on my own personal knowledge.

2. I am Director of Operations for Liberty Water's Western Utility Group, and the operator of Black Mountain Sewer Corporation ("BMSC").

3. Pursuant to Decision No. 71865 (September 1, 2010), on September 13, 2010 BMSC mailed to customers a copy of the notice setting forth the new rates and charges and their effective date, and regarding the one-time debit in the amount of \$7.96. Supporting documentation is provided herewith as Attachment A.

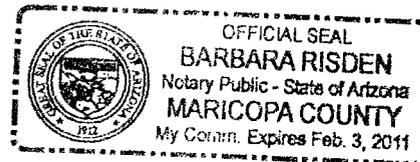

Gregory S. Sorensen

SUBSCRIBED and sworn to before me this 20th day of September, 2010.


Notary Public

My Commission Expires:

Feb. 3, 2011
2351544.1/16040.035



ATTACHMENT A

United States Postal Service
Postage Statement — First-Class Mail & Priority Mail

Use this form for either First-Class Mail or Priority Mail.
 They may not be combined.

Comments

USPS Note: Mailmark Date & Time
 (Do Not Round Stamp)

MAILER	Permit Holder's Name and Address and Email Address, If Any	Telephone (630)-384-0900 Extension	Name and Address of Mailing Agent (If other than permit holder)	Telephone (630)-384-0900 Extension	Name and Address of Individual or Organization for Which Mailing is Prepared (If other than permit holder)
	Critical Document Delivery 188 Internationale Blvd Glendale Hts IL 60139		Critical Document Delivery 188 Internationale Blvd Glendale Hts IL 60139		Liberty Water Utilities 12725 W Indian School Road Avondale AZ 85392
	CAPS Cust Ref No. _____ Customer Number _____		Customer Number _____		Customer Number _____

MAILING	Post Office of Mailing Carol Stream IL 60199	Processing Category <input checked="" type="checkbox"/> Letters <input type="checkbox"/> Flats <input type="checkbox"/> Automation Flats <input type="checkbox"/> Parcels	Mailing Date 8/13/2010	Fed. Agency Cost Code	Statement Seq. No. ALGONQ
	Type of Postage <input checked="" type="checkbox"/> Permit Imprint <input type="checkbox"/> Precanceled Stamps <input type="checkbox"/> Metered		Weight of a Single Piece Nonidentical	Total Pieces 1,861	No. & Type of Containers 1' MM Trays 1 2' EMM Trays 6 Total Trays 7
	Permit # 1590	For Mail Enclosed Within Another Class <input type="checkbox"/> Standard Mail <input type="checkbox"/> Bound Printed Matter <input type="checkbox"/> Library Mail <input type="checkbox"/> Media Mail <input type="checkbox"/> Parcel Post <input type="checkbox"/> Periodicals	Total Weight 41.0059		

For Automation Price Pieces, Enter Date of Address Matching and Coding: 9/13/2010

Move Update Method:
 Ancillary service endorsement FASTforward OneCode ACS
 NCOALink ACS Alternate method Multiple n/a Alternative Address Format

Parts Completed (Select all that apply) A B C D E F S (Part C and D only)
 Commercial Base Commercial Plus Commercial Plus Cubic

Total Postage (Add Parts Totals)	680.75
Price at Which Postage Affixed (Check one) Complete if the mailing includes pieces bearing metered or precanceled stamps. <input type="checkbox"/> Correct <input type="checkbox"/> Lowest <input type="checkbox"/> Neither	pcs. x \$ = Postage Affixed
Net Postage Due (Subtract postage affixed from total postage)	

Additional Postage Payment (State reason)

For postage affixed and additional payment (Total postage due for permit imprint and additional payment to total postage)

Permit Imprint Only (Check One) AIG 121 (First-Class Mail) AIG 231 (Priority Mail)

Total Adjusted Postage Affixed

Total Adjusted Postage Permit Imprint

CERTIFICATION

The mailer's signature certifies acceptance of liability for and agreement to pay any revenue deficiencies assessed on this mailing, subject to appeal. If an agent signs this form, the agent certifies that he or she is authorized to sign on behalf of the mailer, and that the mailer is bound by the certification and agrees to pay any deficiencies. In addition, agents may be liable for any deficiencies resulting from matters within their responsibility, knowledge, or control.

The mailer hereby certifies that all information furnished on this form is accurate, truthful, and complete; that the mail and the supporting documentation comply with all postal standards and that the mailing qualifies for the prices and fees claimed; and that the mailing does not contain any matter prohibited by law or postal regulation.

I understand that anyone who furnishes false or misleading information on this form or who omits information requested on this form may be subject to criminal and/or civil penalties, including fines and imprisonment.

Privacy Notice: For information regarding our Privacy Policy visit www.usps.com.

Signature of Mailer or Agent	Printed Name of Mailer or Agent Signing Form	Telephone
		Extension

Weight of a Single Piece	Average postage figures at left adjusted for mailer's entries? (Yes/Reason)
Total Pieces	
Total Weight	
Total Postage	
Person Verification Performed? (check one)	
<input type="checkbox"/> Yes <input type="checkbox"/> No	Date Mail Mailed
I CERTIFY that this mailing has been inspected concerning:	
(1) eligibility for postage price claimed	By Initials
(2) proper preparation and properly sorted	
(3) proper completion of postage statement	
(4) payment of annual fees	
(5) sufficient funds on deposit (if required)	
USPS Employee's Signature	Print USPS Employee's Name

Part A — First-Class Mail
Automation Prices

Cards	Price	Number of Pieces		Total Postage
A1 5-Digit		x	=	\$
A2 3-Digit		x	=	\$
A3 AADC		x	=	\$
A4 Mixed AADC		x	=	\$
Letters	Price	Number of Pieces		Total Postage
A5 5-Digit	VARIES	x 797	=	\$ 266.9950
A6 3-Digit		x	=	\$
A7 AADC	VARIES	x 219	=	\$ 78.8400
A8 Mixed AADC	VARIES	x 636	=	\$ 242.9520
Flats	Price	Number of Pieces		Total Postage
A9 5-Digit		x	=	\$
A10 3-Digit		x	=	\$
A11 ADC		x	=	\$
A12 Mixed ADC		x	=	\$
A13			Part A Subtotal (Lines A1-A12)	\$ 588.7870
Full Service Intelligent Mail Option				
A14		Number of pieces that comply:	x	= \$
Part A Total (Line A13 minus A14)				\$ 588.7870