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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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Arizona Corporation Commission

DOCKETED

KRISTIN K. MAYES, Chairman  
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PAUL NEWMAN  
BOB STUMP

2010 NOV 30 P 12: 52

NOV 30 2010

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY  
*RDS*

IN THE MATTER OF THE APPLICATION OF  
JOHNSON UTILITIES, L.L.C., DBA JOHNSON  
UTILITIES COMPANY FOR AN INCREASE IN  
ITS WATER AND WASTEWATER RATES FOR  
CUSTOMERS WITHIN PINAL COUNTY,  
ARIZONA.

DOCKET NO. WS-02987A-08-0180

NOTICE OF ADDITIONAL  
INAPPROPRIATE CUSTOMER  
COMMUNICATIONS

1 As further described below, Swing First Golf LLC (“Swing First”) hereby provides  
2 notice of additional inappropriate communications from Johnson Utilities, LLC (“Utility”).

3 On October 8, 2010, Swing First filed with the Commission copies of misleading bill  
4 inserts from Utility to its customers. Utility has continued this inappropriate practice.

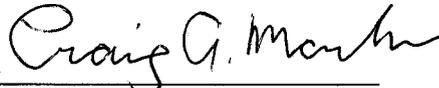
5 Exhibit A is a copy of a bill insert that Utility mailed to its customers with bills rendered  
6 on or about November 26, 2010. The first page purports to be from the “public of San Tan  
7 Valley,” but is obviously from Utility. Utility uses its bill-insert to attack Pinal County  
8 Supervisor Martyn, Lynn Hurley, Stacy Dupree-Pruper, and the Superstition Area Networking &  
9 Development association. The bill insert uses negative questions—in the manner of “Have you  
10 stopped beating your wife yet”— in an apparent attempt to influence Utility’s customers’  
11 opinions of these individuals and organizations.

12 The second page of Exhibit A is essentially a marketing letter for the so-called San Tan  
13 Valley Chamber of Commerce.

14 Utility is of course constitutionally free to use bill inserts to express its opinions.  
15 However, Utility’s customers are not constitutionally required to fund these opinions. If Utility  
16 chooses to use bill inserts for such purposes, then some portion of the mailing and other costs  
17 associated with the inserts should be allocated to the Utility as a non-recoverable expense.

1 Further, any opinion provided in a bill insert should clearly be identified as coming from Utility,  
2 not from some amorphous or phony organization. Finally, to the extent that Utility is providing a  
3 public forum for local organizations, it should be required to provide a similar forum for other  
4 such organizations.

5 RESPECTFULLY SUBMITTED on November 30, 2010.

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on November 30, 2010, with:

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Copy mailed and **e-mailed**  
on November 30, 2010, to:

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Arizona Corporation Commission  
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Phoenix, AZ 85007

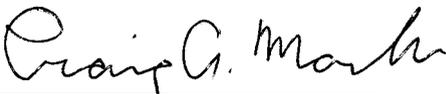
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By:

  
Craig A. Marks

**Questions for Supervisor Martyn & Stacy Deprey-Purper of San Tan Valley  
Today publications and "S.A.N.D" from the public of San Tan Valley:**

**As a courtesy to the general public and as support to a public service awareness effort we think it would be appropriate to answer a few questions publically. Since it has become apparently clear that the San Tan Valley Today publication only reports one side of a story and it always seems to benefit Supervisor Martyn's visions, we think they should publically answer these questions.**

**Questions for Supervisor Martyn:**

- When and why did your association with Stacy Deprey-Pruper begin before the paper started?
- Why did the County create and fund the creation of the "Superstition Area Networking & Development" association more commonly known as "SAND"?
- Why does Lynn Hurley work within your San Tan office while attacking local businesses?
- Wasn't Lynn Hurley a member of the extremely vocal team in your attempt to incorporate San Tan Valley?
- Why was Lynn Hurley's husband hired by you to develop a General Plan for San Tan Valley?
- Has the "Bryan Martyn" radio show been licensed by the Federal Communications Commission (FCC)? Why does the FCC have no record of KQCKlive being registered and licensed?
- Why did Pinal County employees remove the public information signs provided by the Pinal County Taxpayers Association? What happened to the signs? Do the signs not support your personal agendas?
- How much does your vacant San Tan Valley office cost the tax payers every month?
- Why are you fighting the gift of a library from a private party? Have you been trying to procure another library site outside of the normal Pinal County procurement processes? Why has this not been disclosed to the public as part of your campaign promises to remain transparent?
- Why are you having unpublished meetings with employees of KQCKlive and the San Tan Valley Today? We understand a recent example of this occurred at your San Tan office on October 29, 2010.
- Are you a one term Supervisor? Have you announced to County employees that you are planning on running for Congress and expect their support?
- Are any law firms or public relation firms into all of this and why? Who pays for their time?

**Questions for Stacy Deprey-Purper:**

- Who funds the San Tan Valley Today Publications Newspaper? If it wasn't you then who?
- Who labeled the paper "We are San Tan Valley" & "The official Website"? Isn't that presumptuous and an outright misrepresentation? Was it Supervisor Martyn who blessed this title?
- You wrote a "Letter from the Publisher" on July 15, 2010, where you claimed "We report and investigate facts and specific issues". It included "anti-incorporation comments". Why are all of your articles slanted to one side? Why are you and the paper pro-incorporation?
- Why would you support incorporation when County records indicate you don't own a home in the San Tan Valley area and couldn't vote on the issue anyway?
- How many residential trustee sales have you and your husband endured? County records indicate at least 2 separate occasions.
- Why was a "Forcible Detainer" filed against you and your husband in 2009? What was the outcome?
- Why did the County support and help fund the creation of the "Superstition Area Networking & Development", (S.A.N.D) association? It claims to be a "non-profit organization", but State records show no evidence of that. Are you collecting funds of support?
- Why is "SAND" trying to start a new San Tan Valley Chamber of Commerce when one already exists? Would this not cause confusion and divide the alliances and resources of the community?

**Just a few questions from some concerned citizens that deserve straight answers.**

The San Tan Valley Chamber of Commerce would like to invite  
**ALL retail and home based businesses, in and around San Tan Valley,**  
to join us for our **Holiday After-Hour Mixer,**  
**Wednesday, December 1st from 5:30pm – 7:00pm at Rosa's Ranch!**  
*(Check out the Chamber website for more details!)*

The San Tan Valley Chamber of Commerce is a non-profit, pro-business organization that has been serving the businesses of the San Tan Area since 2005. We'd like to add your business to our growing list of members. We offer a full list of benefits to help your business grow. Some of these benefits include:

- A ribbon cutting and a professional press release written about you and your business, submitted for publication.
- Your business listed on the San Tan Valley Chamber website for 24/7 access with a full page to describe your business and products/services – <http://www.SanTanChamber.com>
- Networking opportunities to give you and your business exposure to the community and the opportunity to network with other Chamber members.
- Chamber Office Referrals
- Professional Development Courses
- Free Business Consulting Services
- Business Listing in the San Tan Valley Chamber of Commerce Membership Directory
- Exclusive marketing opportunities reserved only for our Chamber members

With over 80,000 residents in San Tan Valley, plus the thousands in our neighboring cities, working with the San Tan Valley Chamber of Commerce opens the door to these residents. One of the biggest challenges San Tan Valley businesses have is exposure! The San Tan Valley Chamber of Commerce will get you the exposure your business needs!

Becoming a member of the San Tan Valley Chamber of Commerce also lets your customers and clients know that your business is a contributor to the community and the economic development of our area.

**We want to help your business grow! Join the San Tan Valley Chamber of Commerce today!**

With established partnerships formed with Central Arizona College (CAC), the Small Business Development Center (SBDC), and the Florence, Coolidge, Queen Creek and Casa Grande Chambers of Commerce – our reach for your business extends outside of San Tan Valley.

You may join our membership online at <http://www.SanTanChamber.com>, by attending any of our networking events or by calling into the Chamber office at 480-626-7757.

We look forward to working with your business and appreciate your support as a San Tan Valley Chamber of Commerce member.

Best Wishes,

**Tisha Castillo**  
President

San Tan Valley Chamber of Commerce  
<http://www.SanTanChamber.com>

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