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Subject: Docket 11-097-03

I believe there is an error in the Commission's order dated June 25, 2012 in the above matter.

On page 5 of the Order, it sets out what purports to be Mountain Sewer's position on the requested interim rate increase, in the form of a chart. In that chart, in bold type under the heading "Requested Rates," subheading "Standby Fee," appears "Total Standby Fee equal to Fixed System Fee plus Capital Reserve Fee (unconnected customers only)* " (It should be noted that despite the appearance of the asterisk in the chart, no corresponding asterisk or note explaining it appears) It is this chart that it is presumed the Commission's order granted on a temporary basis, since no other iteration of the rates granted appears anywhere in the Order.

There was significant discussion of the subject of standby fees in the hearing of May 21 before Presiding Officer Clark, particularly whether the standby fee would apply to all unconnected lots, or only those lots whose owners had paid a connection fee, or those lots whose owners who had not paid a connection fee. Following said discussion, Mr. C. Smith, counsel for Mountain Sewer, acknowledged a "typo" in the rate application and purported to clear up the confusion at page 84, lines 8-13 of the transcript when he said the following:

MR. C. SMITH: I'd say, "All owners of platted and recorded lots for which the connection fee has not been paid shall pay the monthly standby fees according to the rate and fees schedules of this tariff." That's how I would like that to read. I think that makes it clear.

The Order as issued ignores Mr. Smith's "clarification" and appears to apply the standby fee to all unconnected customers, whether they have paid a connection fee or not. I request that the Order be amended to reflect the change.

Respectfully submitted,

Frank J. Cumberland
Intervenor