

**Instructions for Protesting a Sewer Company  
Rate Increase  
NMPRC Rule 17.13.970 NMAC**

NMPRC Rule 17.13.970 NMAC implemented state law 62-9-2.1 that allows a sewer company to propose rate increases of no more than 50% to its customers. For a utility with one thousand five hundred (1,500) or fewer service connections in any operating district or division, averaged over the previous three (3) consecutive years, a protest must be signed by ten (10) percent, or more, of the utility's ratepayers, or twenty-five (25) ratepayers, whichever is more, receiving service from the utility at the time the change in rate or rates is filed. For a utility with more than one thousand five hundred (1,500) but less than five thousand (5,000) service connections in any operating district or division, averaged over the previous three (3) consecutive years, a protest must be signed by ten (10) percent or more of the ratepayers receiving service from the utility at the time the change in rate or rates is filed. If sufficient protest(s) to the Commission are received, the Commission will review the rate increase in a formal rate case. If less than the required number of customers protest, the rate increase will go into effect without a formal rate case.

To file a protest, the protest shall be signed by the person in whose name service is carried. The protest must be received by the Commission within twenty (20) days from the date the rates are filed with the Commission. The date the rates are filed will be stated on the notice to customers that you have received from the utility or through a special note.

To protest, fill out the enclosed protest form completely. You can leave the case number blank and you do not need to fill out the attorney information if you do not have an attorney. The protestor is not required to retain an attorney to file a protest.

You must deliver a copy of the protest to the sewer company either in person or by mail. Then you should send the original rate protest form and certificates of service, plus ten (10) copies to:

New Mexico Public Regulation Commission  
Attn: Records Division  
P.O. Box 1269  
1120 Paseo de Peralta  
Santa Fe, NM 87504-1269

For more information call the Commission at 505-827-4500 or toll free 1-888-427-5772, or contact the sewer company.

IN THE MATTER OF THE FILING )  
OF NEW RATES BY )  
 )  
 )  
\_\_\_\_\_)  
(Name of Sewer Company)

**P R O T E S T  
TO PROPOSED RATE INCREASE**

**SUBMITTED BY:**

Name of Protestor: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Home Phone: \_\_\_\_\_ Work Phone: \_\_\_\_\_  
(Attach the name, mailing address, and telephone number of each protestant.)

Email: \_\_\_\_\_

**ATTORNEY INFORMATION:**

Attorney's Name: \_\_\_\_\_

Attorney's Address: \_\_\_\_\_

Attorney's City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Attorney's Phone: \_\_\_\_\_  
(Attach the name, mailing address, and telephone number of attorney of each protestant.)

**FORM 1.1**

I am a customer of the

\_\_\_\_\_  
(Name of Sewer Company)

I protest the rates being proposed by the above named Sewer Company.

I protest the proposed rate(s) affecting the \_\_\_\_\_ Class  
of customers (i.e., residential, commercial, industrial, irrigation, etc.).

CERTIFICATE OF SERVICE

IN THE MATTER OF THE FILING OF )  
NEW RATES BY \_\_\_\_\_ )  
 )  
\_\_\_\_\_ )

I hereby certify that a true and correct copy of the attached protest issued on \_\_\_\_\_, 20\_\_\_\_, was mailed by first class mail, postage prepaid, to the following Sewer Company:

COMPANY \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

\_\_\_\_\_  
(Signature of Protestor)

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.