

CDS RAINMAKERS UTILITIES, L.L.C.

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ORIGINAL RULE NO. 18

METERING

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A. Ownership of Meters. All meters used in connection with sewer service shall be installed, maintained, and owned by the Company.

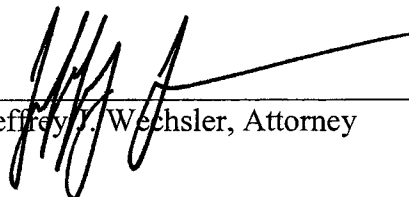
B. Meter Testing. Each meter, whether new or repaired or removed from service for any cause, shall be tested and in good order before being installed. All tests to determine the accuracy of registration shall be made with standard meter testing equipment.

C. Upon request by a customer the Company shall make a test of the meter serving him/her and shall advise him/her that he/she may be present. If the meter has been tested within the last twelve (12) months, the Company may charge the customer a meter test charge, as approved by and on file with the Commission, for making such a test. Such charge will be refunded to the customer whenever the meter proves to be in excess of two percent (2%) fast.

D. The customer or his/her representative may be present, if he/she desires, when his/her meter is tested. If the customer wishes to be present, he/she should so notify the Company at the time of his/her request for the meter test. The Company shall give the customer reasonable advance notification as to the day, time, and place of said meter test.

E. A report of the results of the test shall be made to the customer within a reasonable time after the completion of test, and a record of the report together with a complete record of each test shall be kept on file at the office of the Company with compliance to such retentions as authorized by the New Mexico Public Regulation Commission under NMPRC Rule 310.

Advice Notice No. 1



Jeffrey J. Wechsler, Attorney

EFFECTIVE

JUL 12 2010

REPLACED BY NMPRC
BY Case NO. 09-00245-JT

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METERING (Cont.)

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F. Fast Meters. When a meter is found to be in fact in excess of two percent (2%) error against the customer in tests made at any time, the Company shall refund to the customer an amount equal to the excess charged for the sewage incorrectly measured. The period over which the correction is to be made shall be the time of apparent failure; provided, however, the period shall not exceed six (6) months. No part of the minimum service charge shall be refunded.

G. Slow Meters. If upon testing the meter is determined to be more than two percent (2%) slow, the amount of the under-charge resulting from the error will be billed to the customer, but the period employed in calculating the under-charge shall not exceed six (6) months. The customer will not be billed for the period between his/her advice to the Company that he/she doubts the meter's accuracy and the test of the meter by the Company if the interval exceeds a time reasonable under the circumstances.

H. Failure to Register. In the event of stoppage or failure of the meter to register the full amount of effluent collected, the customer will be billed for such period from the time elapsed since the last previous test or the time of apparent failure on an estimated service based upon such customer's use of the sewage in a similar period of like use; provided, however, the period shall not exceed six (6) months.

I. The Company reserves the right to test any meter at any time during business hours and to enter the premises of a customer if necessary for that purpose.

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