

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

|                            |   |                       |
|----------------------------|---|-----------------------|
| MURREY'S DISPOSAL COMPANY, | ) |                       |
| INC., G-9                  | ) | DOCKET NO. TG -030673 |
|                            | ) |                       |
| Complainant,               | ) |                       |
|                            | ) |                       |
| v.                         | ) | NOTICE OF PREHEARING  |
|                            | ) | CONFERENCE            |
| WASTE MANAGEMENT OF        | ) | (July 1, 2003)        |
| WASHINGTON, INC., G-237    | ) |                       |
|                            | ) |                       |
| Respondent.                | ) |                       |
| .....                      | ) |                       |

1 On May 9, 2003, Murrey's Disposal Company, Inc. (Complainant) filed a complaint with the Commission against Waste Management of Washington, Inc. (Respondent). The Complainant requests the Commission revise a portion of Certificate of Public Convenience and Necessity No. G-237 held by the Respondent on the grounds that the Respondent has failed to operate as a regulated solid waste collection company in the certificated area at issue in Clallam County during the 12 months prior to the filing date of the complaint. The complaint is available for inspection at the Commission's office located at Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and on the Commission's web site at [www.wutc.wa.gov/030673](http://www.wutc.wa.gov/030673). It is appropriate that the matter raised in the pleading be brought for hearing before the Commission.

2 The prehearing conference in this matter is being held pursuant to Part IV of chapter 34.05 RCW pertaining to Adjudicative Proceedings, including but not limited to RCW 34.05.413, RCW 34.05.431, RCW 34.05.440, RCW 34.05.443, RCW 34.05.449, RCW 34.05.452, and RCW 34.05.455. The Commission has jurisdiction over this matter under Title 81 RCW having legal authority to regulate the rates, services, and practices of solid waste collection companies pursuant to chapter 81.77 RCW. Statutes involved, in addition to those previously cited, include those within chapter 81.04 RCW, chapter 81.28 RCW, chapter 480-09 WAC, and chapter 480-70 WAC. The issues involved are generally stated above and more specifically contained in the complaints.

3 **NOTICE IS GIVEN That a prehearing conference in this matter will be held on Tuesday, July 1, 2003, at 1:30 p.m., in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** The Commission prefers that parties appear at the prehearing conference in person through one or more representatives. If, however, you are unable to attend the prehearing conference in person, you may attend via the Commission's teleconference bridge line. Please call Kippi Walker at (360) 664-1139 to request this service.

4 The purpose of the prehearing conference is to consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-09-460. The time and place for the evidentiary hearing will be set at the prehearing conference or by later written notice. Petitions to intervene should be made in writing prior to the prehearing conference date or made orally at that time. Appearances will be taken.

5 If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission.

6 NOTICE IS FURTHER GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET BY THIS NOTICE, OR ANY OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH RCW 34.05.440.

7 The names and mailing addresses of all parties and their known representatives are as follows:

Complainant: Murrey's Disposal Company, Inc.  
P.O. Box 399  
Puyallup, WA 908371

Representative: David W. Wiley  
Attorney at Law  
Williams, Kastner & Gibbs PLLC  
Two Union Square  
601 Union Street, Suite 4100  
Seattle, WA 98101-2380

(206) 233-2895

Respondent: Waste Management of Washington, Inc.  
13225 N.E. 126<sup>th</sup> Place  
Kirkland, WA 98034

Representative: Polly L. McNeill  
Attorney at Law  
Summit Law Group  
315 Fifth Avenue S., Suite 1000  
Seattle, WA 98104  
(206) 676-7000

Intervenor: Washington Refuse and Recycling Association  
4160 - 60<sup>th</sup> Avenue SE, Suite 205  
Lacey, WA 98503  
(360) 943-8859

Representative: James K. Sells  
Attorney at Law  
Ryan Sells Uptegraft, Inc., P.S.  
9657 Levin Rd. NW., Suite 240  
Silverdale, WA 98383  
(360) 307-8860

Commission Staff: Mary M. Tennyson  
Senior Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1220

8 Dennis J. Moss has been designated as the Administrative Law Judge from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, WA 98504-7250, and will preside at the prehearing conference.

- 9 Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

Dated at Olympia, Washington, and effective this 6th day of June 2003.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN  
Secretary

Inquires may be addressed to:

Secretary  
Washington Utilities and  
Transportation Commission  
Chandler Plaza Building  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

**NOTICE**

PLEASE BE ADVISED that the hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and that if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be designated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (SUPPLY ALL REQUESTED INFORMATION)

Docket No.: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter:

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

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

Phone No.: (\_\_\_\_) \_\_\_\_\_