

# Point Recycling and Refuse

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December 2, 2009

Washington Utilities and Transportation Commission

PO Box 47250

Olympia, WA 98504-7250

RE: Docket TG-091687 Point Recycling - Response to Coe, Tomsen, and Damewood

Dear Commission,

In their comments to the Commission, the Three Complainants; Renee Coe, Shelley Damewood and Shannon Tomsen have again demonstrated their coordinated and committed representation of the interests of Freedom 2000.

Members of the Three Complainants have participated in the following activities:

1. Actively participated in private meetings between County officials and Freedom 2000.
2. Simultaneously with Ron Calder of Freedom 2000; filed harassing complaints with the State Bar against Point Recycling Attorney Jim Sells falsely accusing him of misconduct for papers he filed with the Commission at the request and review of Whatcom County Attorney Dan Gibson.
3. Privately negotiated with Whatcom County for conditions included in the Point Recycling Transfer Station Lease including a termination clause so that if their complaint succeeded; the County could turn the Transfer Station over to Freedom 2000.
4. Aggressively defended Freedom 2000 whenever anyone commented against them.
5. Harassed through e-mail and phone calls, any Point Roberts citizens who commented against Freedom 2000 or in favor of Point Recycling.
6. Harassed and intimidated County, Ecology and Commission staff for questioning or delaying the Freedom 2000 application.
7. Coordinated their e-mails and communications with David Gellatly of Freedom 2000.
8. Submitted false and inaccurate information about Point Recycling to the Whatcom County Council and Solid Waste Advisory Committee which e-mails demonstrate was originally from David Gallatly.
9. Participated in Alternative Dispute Resolution between Point Recycling and Whatcom County where they demanded that Freedom 2000's application be approved. Withdrew from the settlement when realizing the Freedom 2000 would not be approved without additional investigation.
10. Consistently advocated against any rational planning for Point Roberts but only for the interests of Freedom 2000 and their goal to taking over the Point Roberts Transfer Station.

Point Recycling requests that the Commission make an official determination that Renee Coe, Shelley Damewood and Shannon Tomsen are representatives and agents of Freedom 2000.

The Three have all asked that their Complaint against Point Recycling be reinstated. Their numerous unsubstantiated accusations in the Complaint give the impression that Point Recycling is in extensive violation of Commission rules. The only violation by Point Recycling was the failure to provide curbside recycling; and Point Recycling filed the appropriate paperwork to correct our tariff. Commission staff has not notified Point Recycling of any other unresolved violations. Commission Staff have denied Point Recycling our right to administrative action and correction of any unproven violations or complaints.

Point Recycling requests that Commission Staff review the allegations in the Complaint and provide us with notice of violation of Commission rules, if any exist. Furthermore, we request our right to administrative corrective action to any violations.

Sincerely,

Arthur Wilkowski  
Point Recycling and Refuse