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BEFORE THE WASHINGTON STATE

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UTILITIES AND TRANSPORTATION COMMISSION

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WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION,) DOCKET TG-101220

4

Complainant,)

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v.)

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WASTE MANAGEMENT OF)
WASHINGTON, INC., d/b/a WASTE)
MANAGEMENT - NORTHWEST,)

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Respondent.)

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WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION,) DOCKET TG-101221

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Complainant,)

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v.)

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WASTE MANAGEMENT OF)
WASHINGTON, INC., d/b/a WASTE)
MANAGEMENT - SNO-KING,)

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Respondent.)

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WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION,) DOCKET TG-101222

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Complainant,)

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v.)

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WASTE MANAGEMENT OF)
WASHINGTON, INC., d/b/a WASTE)
MANAGEMENT - SOUTH SOUND,)

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WASTE MANAGEMENT OF SEATTLE,)

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Respondent.)

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24 Tami Lynn Vondran, CCR No. 2157

25 Court Reporter

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1 A prehearing conference in the above matter was held on
2 Monday, June 6, 2011, at 2:15 p.m., at 1300 South Evergreen
3 Park Drive Southwest, Olympia, Washington, before
4 Administrative Law Judge GREGORY J. KOPTA.

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6 The parties were present as follows:

7 WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, by
8 FRONDA WOODS, Assistant Attorney General, 1400 South
9 Evergreen Park Drive Southwest, P.O. Box 40128, Olympia,
10 Washington 98504; Telephone 360-664-1225

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12 WASTE MANAGEMENT OF WASHINGTON, INC., d/b/a WASTE
13 MANAGEMENT - NORTHWEST; WASTE MANAGEMENT OF WASHINGTON,
14 INC., d/b/a WASTE MANAGEMENT - SNO-KING; WASTE MANAGEMENT OF
15 WASHINGTON, INC., d/b/a WASTE MANAGEMENT - SOUTH SOUND WASTE
16 MANAGEMENT OF SEATTLE, by POLLY L. MCNEILL, Attorney at Law,
17 Summit Law Group, 315 Fifth Avenue South, Suite 1000,
18 Seattle, Washington 98104; Telephone 206-676-7040

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1 P R O C E E D I N G S

2 (On the record at 3:01 p.m.)

3 JUDGE KOPTA: Let's be on the record.

4 We are here in Dockets TG-101220, 101221 and
5 101222, cases involving the Commission versus Waste
6 Management of Washington, Inc. And this is a second
7 prehearing conference to establish a schedule and deal with
8 any other issues arising out of the Commission's decision in
9 a related docket having to do with revenue sharing from
10 recycling.

11 I'm Administrative Law Judge Gregory Kopta. And I
12 will take appearances for the record starting with
13 Commission Staff.

14 MS. WOODS: Good afternoon, Your Honor. I'm
15 Fronda Woods, Assistant Attorney General for Commission
16 Staff.

17 MS. McNEILL: Good afternoon, Your Honor. Polly
18 McNeill representing Waste Management of Washington, Inc.

19 JUDGE KOPTA: Thank you. So as I understand it,
20 from a discussion that we had before we went on the record,
21 there are three issues that we need to address at this
22 prehearing conference. The first is a schedule for
23 disposing of the issues that are outstanding in these
24 consolidated dockets.

25 Based on our discussion we are expecting

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1 cross-motions to be filed by both parties by June 30th with
2 responses on July 20th.

3 The second issue is that the Company is due to be
4 filing its plan for next year within the next month or so.
5 And given that there will not be a decision in this case
6 before that happens, the Company is working with Commission
7 Staff to develop an extension or modification of the
8 existing plans so that they can stay in place until there's
9 an order in this particular docket so that the Company has
10 better guidance on what replacement plan it should file.

11 The Company will be sending a letter in to the
12 Commission requesting an extension of the date by which the
13 current order requires the report to be filed, which as I
14 understand it is July 15th. And as part of that letter will
15 identify a date by which the Company anticipates that it
16 will be able to file its request for an extension of those
17 existing plans. And that will occur in this docket at least
18 as of this point. And the Commission will consider that
19 extension as part of this proceeding.

20 The third issue has to do with the scope of the
21 issues to be addressed in this proceeding. And my
22 understanding is that the broadest statement of what's
23 before the Commission is the extent to which the current
24 plans that have been submitted for Commission approval in
25 these dockets demonstrate that the revenues will be used for

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1 recycling as contemplated by the statute.

2 However, the primary issue that we will be
3 addressing, as I understand it, is the line item that is in
4 the plan right now for a rate of return on the expenditures
5 for recycling under the plan, whether that use of revenues
6 is to increase recycling within the contemplation of the
7 statute and the Commission's recent decision.

8 So my expectation is that the parties will focus
9 on the primary issue. It's not necessarily limited to that
10 issue, but that is the target that we are shooting for.

11 I believe that covers the discussion we had before
12 we went on the record. I'm more than happy to entertain
13 comments from the parties if they want to add, embellish,
14 diminish, whatever.

15 Ms. McNeill.

16 MS. MCNEILL: Thank you, Your Honor. That sounded
17 accurate to me.

18 MS. WOODS: And to me as well, Your Honor.

19 JUDGE KOPTA: Very well. Anything else to come
20 before us this afternoon then?

21 Hearing nothing we are adjourned. Thanks very
22 much.

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24 (Off the record at 3:10 p.m.)

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C E R T I F I C A T E

I, TAMI LYNN VONDRAN, a Certified Court Reporter,
do hereby certify that I reported in machine shorthand the
foregoing proceedings in the above-entitled cause; that the
foregoing transcript was prepared under my personal
supervision and constitutes a true record of the testimony
of the said witness.

I further certify that I am not an attorney or
counsel of any parties, nor a relative or employee of any
attorney or counsel connected with the action, nor
financially interested in the action.

DATED at Edgewood, Washington this 16th day of
June, 2011.

Tami Lynn Vondran, CCR
Certified Court Reporter
License No. 2157