

Service Date: January 15, 2021



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop, S.E. • Lacey, Washington 98503

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January 15, 2021

NOTICE CONTINUING DEADLINE FOR JOINT STIPULATION
(Now due by 5 p.m. on January 21, 2021)

RE: *Murrey's Disposal Co., Inc. v. Waste Mgmt. of Wash., Inc., Waste Mgmt. Disposal Services of Or., and MJ Trucking & Contracting and Murrey's Disposal Co., Inc. v. Waste Mgmt. of Wash., Inc., Waste Mgmt. Disposal Services of Or., and Daniel Anderson Trucking and Excavation, LLC*
Dockets TG-200650 and TG-200651 (*Consolidated*)

TO ALL PARTIES:

On July 15, 2020, Murrey's Disposal Company, Inc. (Murrey's Disposal), filed with the Washington Utilities and Transportation Commission (Commission) separate complaints against Waste Management of Washington, Inc. (WMW), Waste Management Disposal Services of Oregon, Inc. (WMDSO), and MJ Trucking & Contracting, Inc. (MJ Trucking), and WMW, WMDSO, and Daniel Anderson Trucking and Excavation, LLC, (DAT) (collectively, Respondents) asking the Commission to order WMW, WMDSO, MJ Trucking, and DAT to cease and desist from engaging in the collection and transportation of solid waste without a certificate of authority from the Commission and to find that certain intermodal motor carrier transportation services offered by WMW or WMDSO are not preempted by 49 C.F.R. § 1090.2. These matters were consolidated by the Commission in Order 01, entered on August 27, 2020.

The Commission held a prehearing conference in these consolidated matters on December 18, 2020. At the prehearing conference, the Commission set a deadline of January 15, 2021, for the Parties to jointly file with the Commission a stipulation of material facts, or a letter explaining that the Parties are unable to come to an agreement on a stipulation of material facts. This deadline was memorialized in Order 04, entered by the Commission in these consolidated matters on January 13, 2021.

On January 14, 2021, counsel from Murrey's Disposal contacted the presiding administrative law judge to request on behalf of the Parties that the Commission extend the deadline for the joint stipulation of material facts until January 21, 2021. Counsel explained that the Parties had made progress, but had not yet reached an agreement. The Parties believe that extending the deadline until January 21, 2021, will give both sides sufficient time to ensure the details of the stipulation are acceptable and accurate.

The Commission finds good cause to continue the deadline for the Parties to jointly file with the Commission a stipulation of material facts, or a letter explaining that the Parties are unable to come to an agreement on a stipulation of material facts. Accordingly, the Parties' joint request to extend the deadline to January 21, 2021, is granted.

THE COMMISSION GIVES NOTICE That the Parties must jointly file with the Commission a stipulation of material facts, or a letter explaining that the Parties are unable to come to an agreement on a stipulation of material facts, by January 21, 2021, at 5 p.m.

/s/ *Andrew J. O'Connell*
ANDREW J. O'CONNELL
Administrative Law Judge