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January 31, 2003

ANNE M. MONTGOMERY
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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

Mr. Donald T. Trotter
Assistant Attorney General
1400 South Evergreen Park Dr. SW
PO Box 40128
Olympia, WA 98504-0128

Re: Protest to Application GA-079133 / TG-021358

Dear Mr. Trotter:

I am in receipt of a copy of a letter from Polly McNeill withdrawing Waste Management, Inc.'s protest to the above-referenced application. Pursuant to our discussion at the pre-hearing conference, please be advised that Empire Disposal does hereby waive initial order in this matter.

Very truly yours,

RYAN SELLS UPTGRAFT, INC. P.S.

JAMES K. SELLS

JKS:cs

cc: Ms. Polly McNeill