

March 4, 2009

David W. Danner, Executive Director and Secretary  
Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P. O. Box 47250  
Olympia, Washington 98504-7250

Re: *UTC v. Points Recycling and Refuse, LLC*  
Dockets TG-080913 and TG-080914 (consolidated)  
*Whatcom County v. Points Recycling and Refuse, LLC*  
Docket TG-081089 (consolidated)  
*Reneé Coe, et al. v. Points Recycling and Refuse, LLC, and Whatcom County*  
Docket TG-082129 (consolidated)

Dear Mr. Danner:

On Wednesday, February 25<sup>th</sup>, representatives of the parties (Points Recycling and Refuse, LLC, Whatcom County, Renee Coe, Shelley Damewood, Shannon Tomsen, and Staff of the Utilities and Transportation Commission), participated in a mediation held in Bellingham. Our mediator, Administrative Law Judge Ann Rendahl, asked that the parties notify the Commission by today as to whether the parties had reached a settlement. This letter serves as notification that we have been unable to reach a settlement. We appreciate the efforts of Judge Rendahl and thank her for making herself available to the parties in this dispute.

Sincerely,

JENNIFER CAMERON-RULKOWSKI  
Assistant Attorney General

JCR:emd  
Enclosures  
cc: Parties