

Harold LeMay Enterprises, Inc.
Pierce County Refuse
4111 192nd St E
Tacoma, WA 98446

January 30, 2012

Mr. David Danner, Executive Director
Policy and Legislative Issues
Attn.: Records Center
Washington Utilities and Transportation Commission
P.O. Box 47250
1300 S. Evergreen Park Dr. SW
Olympia, WA 98504-7250

Re: Harold LeMay Enterprises Inc., d/b/a Pierce County Refuse ("PCR") G-98. Please do not re-docket TG-120073.

Dear Mr. Danner:

The enclosed filing now proposes rates further revised from those filed earlier this month in the above docket. Since our January 13, 2012 filing, we have learned that portions of commodity sales proceeds from SP Recycling previously reflected in our filing and supporting spreadsheets, while billed, were in fact never received from SP Recycling. On November 15, 2011, SP Recycling, under case number 11-13651 in the United States Bankruptcy Court for Delaware, filed for protection from its creditors under Chapter 11 of the U.S. Bankruptcy Code. Hence, monies due from SP Recycling in the approximate six-week period from October 1, 2011 up to the filing on November 15, 2011, totaling \$139,812 have never in fact been received by PCR. Those proceeds are wholly contingent on action by the Court in approving a Plan for unsecured creditors. When and if that money is ever received from SP Recycling as authorized by the Bankruptcy Court, we would propose to include it in the annual true up for PCR regulated Pierce County customers from the applicable reporting period, which is next scheduled to conclude on November 30, 2012, and which credits would be computed in compliance with WAC 480-70-351 and RCW 81.77.185.

Schedules supporting this revision and the new revised proposed true up pages, program costs and monthly commodity credit for customers are shown in the attached paperwork. Please contact me should you have any further questions on this matter.

Sincerely,

Irmgard Wilcox
Senior Pricing Manager

