

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of	DOCKET TG-240583
DTG Enterprises Inc. d/b/a DTG Recycle	ORDER 03
For Authority to Operate as a Solid Waste Collection Company in Washington	GRANTING MOTION TO WITHDRAW

**BACKGROUND**

- 1 On August 5, 2024, DTG Enterprises Inc. d/b/a DTG Recycle (DTG or Applicant) filed with the Washington Utilities and Transportation Commission (Commission) an application for authority to operate as a solid waste collection company in Washington to collect electronic waste or e-waste (Application). DTG subsequently filed updates to its application on August 27, 2024, and September 27, 2024.
- 2 On September 24, 2024, Sanitary Service Company, Inc. and Waste Connections of Washington, Inc. (and its subsidiaries) filed protests to the Application. On September 25, 2024, Basin Disposal, Inc., Rabanco LTD, and Kent Meridian Disposal Co. also filed protests to DTG’s Application. Also on September 25, 2024, Washington Refuse and Recycling Association (WRRRA) filed a petition to intervene in this matter. On September 26, 2024, Bainbridge Disposal, Inc., Waste Management of Washington Inc., and Rubatino Refuse Removal LLC also filed protests to DTG’s Application.
- 3 On October 30, 2024, the Commission held a telephonic prehearing conference before Administrative Law Judge Bijan Hughes. On December 5, 2024, the Commission entered Order 01, Prehearing Conference Order; Notice of Hearing, and set the evidentiary hearing for May 6-7, 2025.
- 4 On December 16, 2024, DTG filed a Motion to Withdraw Application (Motion) in this docket pursuant to Washington Administrative Code (WAC) 480-07-380(3), stating that it has decided to further evaluate the scope of its proposed services and that withdrawal without prejudice is in the public interest.

5 On December 20, 2024, Commission Staff (Staff) filed a Response to DTG’s Motion, which indicated that Staff did not object to DTG’s Motion and opined that if DTG reevaluates the scope of its proposed services and refiles, the inquiry presented in the application could be more focused.<sup>1</sup>

6 On January 17, 2025, counsel for WRRRA sent a letter to the presiding officer stating that they did not oppose withdrawal of the Application.<sup>2</sup>

7 On January 17, 2025, counsel for Waste Connections of Washington, Inc., Bainbridge Disposal, Inc., Basin Disposal, Inc., Rabanco LTD, Kent Meridian Disposal Co., and Sanitary Service Company, Inc. filed a letter with the Commission, stating that the companies had no objection to withdrawal of DTG’s Application.<sup>3</sup>

8 On January 17, 2025, counsel for Waste Management of Washington, Inc. sent a letter to the presiding officer indicating that it did not oppose the withdrawal of the Application.<sup>4</sup>

9 On January 17, 2025, counsel for Rubatino Refuse Removal sent a letter to the presiding officer indicating that they did not oppose withdrawal of the Application.<sup>5</sup>

#### DISCUSSION

10 Pursuant to WAC 480-07-380(3), a party may withdraw from an application “only upon permission granted by the commission in response to a written motion.” The Company’s withdrawal of its Application eliminates the underlying dispute in this docket. Furthermore, as noted by Staff, if the Company reevaluates the scope of its proposed operation and refiles, the inquiry presented in the subsequent application may be more focused. Additionally, no party has indicated an objection to the Company’s Motion. Therefore, the Commission finds that good cause exists to grant the Company’s Motion and that withdrawal of the application without prejudice is in the public interest.

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<sup>1</sup> Staff’s Response to Motion to Withdraw at 2 ¶ 5.

<sup>2</sup> Letter from Rod Whittaker to Judge Bijan Hughes (Jan. 17, 2025).

<sup>3</sup> Letter from David W. Wiley to Judge Bijan Hughes (Jan. 17, 2025).

<sup>4</sup> Letter from Walker Stanovsky to Judge Bijan Hughes (Jan. 17, 2025).

<sup>5</sup> Letter from Reid G. Johnson to Judge Bijan Hughes (Jan. 17, 2025).

**ORDER**

- 11 DTG's Motion to Withdraw Application in Docket TG-240583 is granted without  
prejudice, and the Application is deemed withdrawn.
- 12 All dates contained in the procedural schedule are cancelled.
- 13 Docket TG-240583 is closed.

DATED at Lacey, Washington, and effective March 17, 2025.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

/s/ Harry Fukano  
HARRY FUKANO  
Administrative Law Judge

### NOTICE TO PARTIES

This is an Initial Order. The action proposed in this Initial Order is not yet effective. If you disagree with this Initial Order and want the Commission to consider your comments, you must take specific action within the time limits outlined below. If you agree with this Initial Order, and you would like the Order to become final before the time limits expire, you may send a letter to the Commission, waiving your right to petition for administrative review.

WAC 480-07-610(7) provides that any party to this proceeding has twenty-one (21) days after the entry of this Initial Order to file a *Petition for Review*. What must be included in any Petition and other requirements for a Petition are stated in WAC 480-07-610(7)(b). WAC 480-07-610(7)(c) states that any party may file a *Response* to a Petition for review within seven (7) days after service of the Petition.

WAC 480-07-830 provides that before entry of a Final Order any party may file a Petition to Reopen a contested proceeding to permit receipt of evidence essential to a decision, but unavailable and not reasonably discoverable at the time of hearing, or for other good and sufficient cause. No Answer to a Petition to Reopen will be accepted for filing absent express notice by the Commission calling for such answer.

RCW 80.01.060(3) provides that an Initial Order will become final without further Commission action if no party seeks administrative review of the Initial Order and if the Commission fails to exercise administrative review on its own motion.

Any Petition or Response must be electronically filed through the Commission's web portal as required by WAC 480-07-140(5). Any Petition or Response filed must also be electronically served on each party of record as required by WAC 480-07-140(1)(b).