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BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Complainant,

vs.

POINTS RECYCLING AND REFUSE,
LLC,

Respondent.

WHATCOM COUNTY,

Complainant,

vs.

POINTS RECYCLING AND REFUSE,
LLC,

Respondent.

RENEE COE, SHELLEY DAMEWOOD
and SHANNON TOMSEN,

Complainant,

vs.

POINTS RECYCLING AND REFUSE,
LLC and WHATCOM COUNTY,

Respondents.

DOCKET NO. TG-080913

DOCKET NO. TG-081089

DOCKET NO. TG-082129

DECLARATION OF ARTHUR
WILKOWSKI IN RESPONSE TO
NOTICE OF REQUIRED
DECLARATION

1 DECLARATION

2 ARTHUR WILKOWSKI, hereby declares as follows:

3 I am the owner of Point Recycling and Refuse, LLC, and, as such, have
4 been a participant in these various actions, including the mediation. I was
5 present at the mediation session held in Bellingham on February 25, 2009,
6 along with my attorney, James K. Sells. I discussed the ideas and proposals
7 offered at the session with my attorney during the session and in telephone
8 calls and e-mails following the session.
9

10 I do know Meg Olson, the local newspaper's reporter and have spoken
11 with her many times over the years concerning solid waste and recycling issues
12 in Point Roberts. Like one of the citizen complainants, Ms. Tomsen, I did have a
13 conversation with Ms. Olson after the mediation session, of which she was
14 aware. I told her I could not discuss the mediation and would not do so. I did
15 not provide her with Judge Rendahl's written summary nor did I, in any manner
16 discuss, or even mention, its content.
17

18 I did relate to her a discussion I had with my attorney concerning a
19 request from the Commission which came one or two days after the session. It
20 involved customer lists and I did not, and do not, believe it was part of the
21 mediation, as it has been a point of discussion with the Commission. My
22 attorney has reiterated to me that I should not speak with the press about
23 anything involving these cases, and I intend to follow that advice.
24

25 I want this mediation to have a chance at success, and I hope everyone
26 else involved feels the same way. I do not know who has "leaked" Judge

1 Rendahl's summary to Ms. Olson, and will not make any accusations. I only
 2 hope that whoever it was will come forward, which may allow us to continue to
 3 try and resolve these issues.

4 I declare under penalty of perjury under the laws of the State of
 5 Washington that the foregoing is true and correct.

6 SIGNED this 2nd day of April, 2009, at Point Roberts, Washington
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 9 ARTHUR WILKOWSKI

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1 CERTIFICATE OF SERVICE

2 I hereby certify that on April 2nd, 2009, I caused to be served the
3 original and five (5) copies of the foregoing document to the following address
4 via first class mail, postage prepaid to:

5 Dave Danner, WUTC Executive Secretary
6 Washington Utilities and Transportation Commission
7 1300 S. Evergreen Park Dr. S.W.
8 P.O. Box 47250
9 Olympia, WA 98504-7250

10 I certify I have also provided to the Washington Utilities and Transportation
11 Commission's Secretary an official electronic file containing the foregoing
12 document via email to: records@wutc.wa.gov

13 and an electronic PDF copy and paper copy mailed first class mail, postage
14 prepaid to:

15 Dan Gibson
16 Whatcom County Deputy Prosecutor
17 311 Grand Ave., Suite 201
18 Bellingham, WA 98225
19 dgibson@co.whatcom.wa.us

20 Jennifer Cameron-Rulkowski
21 Assistant Attorney General
22 1400 S. Evergreen Park Dr. SW
23 PO Box 40128
24 Olympia, WA 98504-0128
25 jcameron@utc.wa.gov

26 and a paper copy by first class mail, postage prepaid to:

Renee Coe
1986 Cedar Park Drive
Point Roberts, WA 98281

Shelley Damewood
119 Kilarney
Point Roberts, WA 98281

Shannon Tomsen
2125 Whalen Drive
Point Roberts, WA 98281

1 I swear under the penalty of perjury of the laws of the State of
2 Washington that the foregoing is true and correct.

3 DATED and signed at Silverdale, Washington on April 2, 2009.

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5 
6 Terre M. Skelly

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