**BEFORE THE WASHINGTON**

**UTILITIES AND TRANSPORTATION COMMISSION**

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| In the Matter of the Petition of  RABANCO LTD, G-12  Petitioner,  Seeking Exemption from the Provisions of WAC 480-70-520(4) Relating to Certain Supporting Documents and Computations  . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . | ) ) ) ) ) ) ) ) )  )  ) | DOCKET TG-140594  ORDER 01  ORDER GRANTING PARTIAL  EXEMPTION FROM RULE |

## **BACKGROUND**

1. On April 9, 2014, Rabanco LTD (Rabanco) dba Lynnwood Disposal filed with the Washington Utilities and Transportation Commission (Commission) a general rate increase for solid waste collection services in King and Snohomish Counties. The stated effective date is June 1, 2014.
2. On April 9, 2014, Rabanco filed a petition requesting an exemption from WAC 480-70-520(4) to limit the work paper filing requirements to Lynnwood Disposal, the business unit providing services under the tariff that Rabanco proposes to amend:

(a) Detailed pro forma income statement

(f) Detailed price-out information

(h) Detailed depreciation schedule

(i) Computed average investment

Rabanco also requests a partial exemption from:

(d) Detailed separation of all revenue and expenses between regulated and nonregulated operations, except for the following, which has been filed

A detailed separation of all revenue and expenses between (1) Lynnwood Disposal, the business unit that provides services under the tariff that Rabanco is seeking to amend and (2) other business units within Rabanco with which Lynnwood Disposal has intra-company transactions or arrangements that, but for the fact that the business units are not separate corporations, would be affiliated interest transactions. The filing also includes a detailed separation of all revenues and expenses for each of the other Rabanco business units performing collection operations, with expenses allocated proportionately on the basis of regulated and unregulated revenues, and a combined statement of detailed revenues and expenses for all of Rabanco’s unregulated, non-collection operations added together.

(e) Detailed list of all nonregulated operations, including the rates charged for the services rendered. Copies of all contracts must be provided on request.

Rabanco seeks to limit required information included in the filing to unregulated city contracts and businesses and any transactions between the Lynnwood Disposal-based business operations and other Rabanco business entities.

1. Staff agrees that because the data for which the exemption in paragraph two is sought is not relevant to the tariff filing, granting the exemption is not inconsistent with the underlying purposes of the general rate filing rule stated in WAC 480-70-520(4). Rabanco’s request is consistent with previous filings in which the Commission has found the requested exemption to be in the public interest and consistent with the purposes underlying the regulation and applicable statutes. Staff recommends that the Commission grant the requested exemption.

**FINDINGS AND CONCLUSIONS**

1. (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts and affiliated interests of public service companies, including solid waste companies. RCW 80.01.040, RCW 81.01, RCW 81.04, RCW 81.16, RCW 81.28 and RCW 81.77.
2. (2) Rabanco LTD is engaged in the business of providing solid waste services within the state of Washington and is a public service company subject to Commission jurisdiction.
3. (3) On April 9, 2014, Rabanco LTD dba Lynnwood Disposal filed with the Commission a general rate increase for solid waste collection service in King and Snohomish Counties.
4. (4) Rabanco LTD is subject to WAC 480-07-520(4), which requires the Company to file work papers that contain detailed financial data for the Company, its affiliated interests, and its business units. The plain language of the rule requires these work papers to address Rabanco LTD’s finances as a whole, not a limited subset of one or more business units.
5. (5) Rabanco LTD dba Lynnwood Disposal is a business unit of Rabanco LTD.
6. (6) In support of its proposed revisions, Rabanco LTD filed work papers containing financial information only for its Lynnwood Disposal business unit, but not for the entirety of Rabanco LTD’s operations.
7. (7) Under WAC 480-70-051, the Commission may grant an exemption from the provisions of any rule in WAC 480-70, if consistent with the public interest, the purposes underlying regulation and applicable statutes. See also WAC 480-07-110.
8. (8) This matter came before the Commission at its regularly scheduled meeting on May 8, 2014.
9. (9) After review of the petition filed in Docket TG-140594 by Rabanco LTD on April 9, 2014, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statues and should be granted.

## **O R D E R**

**THE COMMISSION ORDERS:**

1. (1) After the effective date of this Order, Rabanco LTD is granted an exemption from WAC 480-70-520(4)as set forth in paragraph two.
2. (2) The exemption granted to Rabanco LTD in this Order applies only to the general rate proceeding in Docket TG-140594.
3. (3) The Commission retains jurisdiction over the subject matter and Rabanco LTD to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective May 8, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary