

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In re Application No. GA-079175 of)	
)	DOCKET NO. TG -030812
ED'S DISPOSAL, INC.)	
)	
For an Extension of Certificate No.)	
G-110 for a Certificate of Public)	
Convenience and Necessity to)	NOTICE OF PREHEARING
Operate Motor Vehicles in)	CONFERENCE
Furnishing Solid Waste Collection)	(Set for November 17, 2003)
Service)	
.....)	

1 On May 29, 2003, Ed's Disposal, Inc. filed an application (No. GA-079175) for an extension of Certificate No. G-110 for a Certificate of Public Convenience and Necessity to Operate Motor Vehicles in Furnishing Solid Waste Collection Service in that portion of Benton County (Application). Notice of the Application was published in the Commission's weekly Docket of July 7, 2003.

2 The Application requests the authority be revised to include the following language:

1. The parts of the following sections outside of the US DOE Hanford Site:
 - a. Sections 21, 22, 23, and 25 in T11N, R25E;
 - b. Section 31, T11N, R26E;
 - c. Section 5, T10N, R26E

2. The territory wholly contained within T10N, R27E, and T10N, R28E, and more specifically bounded as follows:
 - a. On the north by the US DOE Hanford Site;
 - b. On the east by the city limits of Richland (also the Horn Rapids Ditch)
 - c. On the west by the west line of R27E; and
 - d. On the south by the Yakima River

3 The Commission received no protests within the 20 days required by WAC 480-30-032(1). RCW 81.68.040 requires that the Commission grant authority in a territory already served only after hearing.

4 The prehearing conference is set by this notice pursuant to chapter 34.05 RCW, including but not limited to RCW 34.05.422, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter under Title 81 RCW, having legal authority under Chapter 81.77 RCW to regulate entry into the business of transporting Solid Waste for Collection over the public roads of the State.

5 The ultimate issues involved are whether granting the Application would be consistent with the foregoing statutes and otherwise consistent with the public interest. The Applicant has the burden of showing that it has met the requirements of the applicable statutes and Commission rules.

6 The Commission designates C. Robert Wallis as the presiding officer.

7 **THE COMMISSION GIVES NOTICE That a teleconference prehearing conference in this matter will be held on Monday, November 17, 2003, beginning at 1:30 p.m., or as soon thereafter as the matter may be called, following the prehearing conference in Docket No. TG-030811, in Room 108, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the prehearing conference in person, you may attend via the Commission's teleconference bridge line. Please call Kippi Walker at (360) 664-1139 to request this service.

8 NOTICE IS ALSO GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET HEREIN, OR OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH THE TERMS OF RCW 34.05.440. THE PARTIES ARE FURTHER ADVISED THAT THE SANCTION PROVISIONS OF WAC 480-09-700(4) ARE SPECIFICALLY INVOKED.

9 At the prehearing conference, parties who are present will be asked whether they waive an oral hearing on the application so the application may be reviewed in a hearing on the written record, and whether they waive entry of an initial order by the presiding administrative law judge so the matter may be submitted

directly to the Commission for decision upon the record. In furtherance of those matters, the applicant is asked to file with the Commission no later than one week prior to the date of the prehearing conference all evidence that it wishes the Commission to consider in support of the application, properly verified as appropriate.

10 Please see the form attached to this notice that should be filled out and returned if any party or witness needs an interpreter or other assistance at the prehearing conference. The names and mailing addresses of all parties and their known representatives are as follows:

Applicant: Ed's Disposal, Inc.
2021 N. Commercial Avenue
P.O. Box 489
Pasco, WA 99301
(509) 547-2476

Representative: James Sells
Attorney at Law
Ryan Sells Uptegraft, Inc. P.S.
9657 Levin Road N.W., Suite 240
Silverdale, WA 98383
(360) 307-8860

Interested person: Waste Management of Washington, Inc.
13225 NE 126th Place
Kirkland, WA 98034

Representative: Polly L. McNeill
Attorney at Law
Summit Law Group
315 Fifth Avenue S, Suite 1000
Seattle, WA 98104
(206) 676-7040

Commission Staff: Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Shannon Smith
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
360-664-1192

- 11 The complete file is available for inspection during office hours at the Commission's Records Center in Olympia, Washington. Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 23rd day of October 2003.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

NOTICE

PLEASE BE ADVISED that the hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and that if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be designated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____