

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION)	DOCKET NO. TG-051235
)	
Complainant,)	
)	
v.)	NOTICE OF PREHEARING
)	CONFERENCE
YAKIMA WASTE SYSTEMS, INC.)	(Set for February 13, 2006, at
)	1:30 p.m.)
Respondent.)	
)	
.....)	

1 On August 15, 2005, Yakima Waste Systems Inc. (Yakima Waste) filed with the Commission certain tariff revisions to Tariff No. 9, reflecting a general rate increase of 7.66 percent in virtually all services they provide except recycling and yard waste. The Commission suspended the operation of the tariff revisions by Order entered October 26, 2005, pending an investigation and hearing concerning the proposed changes and whether they are just and reasonable.

2 Hearing in this matter is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter pursuant to Title 81 RCW, having legal authority to regulate the rates, services, and practices of solid waste collection companies pursuant to chapter 81.77 RCW. Statutes involved, in addition to those previously cited, include those within chapters 81.01, 81.04 and 81.28 RCW relating to rates, contacts, and services, including but not limited to RCW 81.04.020, RCW 81.04.250, RCW 81.28.010, RCW 81.28.040, RCW 81.28.050, RCW 81.28.080, RCW 81.28.180, RCW 81.28.190, RCW 81.28.230, RCW 81.77.030, and RCW 81.77.070. Rules involved include those within chapters 480-07 and 480-70 WAC.

3 The ultimate issues include whether the proposed tariff revisions are just, fair,
reasonable, sufficient, and in the public interest. In accordance with the
provisions of RCW 81.04.130, Yakima Waste bears the burden of proof to show
that the proposed tariff revisions are just and reasonable.

4 THE COMMISSION GIVES NOTICE That in accordance with WAC 480-07-
440(1)(a), the Commission has determined that good cause exists for this matter
to be heard on shortened notice.

5 **NOTICE IS GIVEN That a prehearing conference in this matter will be held at
1:30 p.m., on Monday, February 13, 2006, in Room 206, Second Floor, Chandler
Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to take interventions, establish dates
for distribution of evidence and workpapers and other scheduling matters,
consider formulating the issues in the proceeding and to determine other matters
to aid in its disposition, as specified in WAC 480-07-430.

7 Petitions to intervene should be made in writing at least three business days
prior to the date scheduled for the prehearing conference, as required in WAC
480-07-355(a). The Commission will consider petitions to intervene made orally
during the conference, but strongly prefers written petitions to intervene. In
addition, party representatives must file notices of appearance with the
Commission, as required by WAC 480-07-345(2), no later than the day prior to
the conference. If any party or witness needs an interpreter or other assistance,
please fill out the form attached to this notice and return it to the Commission.
The time and place for any evidentiary hearings will be set at the prehearing
conference, on the record of a later conference or hearing session, or by later
written notice.

8 **NOTICE IS FURTHER GIVEN That any party who fails to attend or participate in the hearing set by this notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440. The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

9 The names and mailing addresses of all parties and their known representatives are as follows:

Complainant: Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

Representative: Sally G. Johnston
Sr. Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1193

Respondent: Yakima Waste Systems, Inc.
P.O. Box 2830
Yakima, WA 98907
(509) 248-4213

Representative: William R. Catham, CPA
Shannon & Associates, LLP
1851 Central Place South, Suite 225
Kent, WA 98030-7507
(253) 852-8500

- 10 C. Robert Wallis from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250, will preside at the prehearing conference.
- 11 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 26th day of January, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

Inquiries may be address to:

Secretary
Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and 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 stated 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. (PLEASE 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.: (____) _____