

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

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,	)	DOCKET TG-091769
	)	
Complainant,	)	ORDER 02
	)	
v.	)	ORDER GRANTING EXTENSION
	)	OF TIME TO FILE ALL
HAROLD LEMAY ENTERPRISES, INC., D/B/A JOE'S REFUSE SERVICE, G-98	)	DOCUMENTS REQUIRED FOR A
	)	GENERAL RATE CASE AS
	)	PROVIDED IN WAC 480-07-520
	)	AND WAIVING 10-MONTH
Respondent.	)	SUSPENSION PERIOD UNDER
	)	RCW 81.04.130
.....	)	

**BACKGROUND**

- 1     On November 10, 2009, Harold LeMay Enterprises, Inc., d/b/a Joe's Refuse Service (Joe's Refuse or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff No. 9.3, designated as 10<sup>th</sup> Revised Page No. 1, 2<sup>nd</sup> Revised Page No. 16, 3<sup>rd</sup> Revised Page No. 25, 2<sup>nd</sup> Revised Page No. 26, 1<sup>st</sup> Revised Page No. 31, 1<sup>st</sup> Revised Page No. 35, 2<sup>nd</sup> Revised Page No. 37, 2<sup>nd</sup> Revised Page No. 39, and 2<sup>nd</sup> Revised Page No. 41. The purpose of the filing is to increase rates due to an increase in a disposal fee. The stated effective date is January 1, 2010.
- 2     On December 23, 2009, the Commission entered Order 01 that suspended the tariff revisions, allowed the revisions to go into effect January 1, 2010, on a temporary basis, subject to refund, and ordered the Company to file all documents required for a general rate case as provided in WAC 480-07-520 by March 1, 2010.
- 3     On February 19, 2010, the Company filed a letter requesting the Commission to extend the compliance date from March 1, 2010, to May 14, 2010, and requested a waiver of the 10-month suspension period under RCW 81.04.130 to accommodate the delay. The Company states that it needs additional time to prepare the work papers and schedules required by WAC 480-07-520. Staff recommends the Commission approve the Company's requests.

**FINDINGS AND CONCLUSIONS**

- 4 (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.*
- 5 (2) Joe's Refuse is a solid waste company and a public service company subject to Commission jurisdiction.
- 6 (3) This matter came before the Commission at its regularly scheduled meeting on March 11, 2010.
- 7 (4) After reviewing Joe's Refuse's request for an extension of time to file all documents required for a general rate case as provided in WAC 480-07-520 from March 1, 2010, to May 14, 2010, and its request to waive the 10-month suspension period under RCW 81.04.130, and giving due consideration, the Commission finds the requests are reasonable and should be granted.

**O R D E R**

**THE COMMISSION ORDERS:**

- 8 (1) The due date for Harold LeMay Enterprises, Inc., d/b/a Joe's Refuse Service to file all documents required for a general rate case as provided in WAC 480-07-520 is extended from March 1, 2010, to May 14, 2010.
- 9 (2) The Commission grants Harold LeMay Enterprises, Inc., d/b/a Joe's Refuse Service's request to waive the 10-month suspension period under RCW 81.04.130.

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 March 11, 2010.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary