

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

WASHINGTON UTILITIES AND)	DOCKET NO. TG-040697
TRANSPORTATION)	
COMMISSION,)	ORDER NO. 01
)	
Complainant,)	
)	
v.)	
)	
Rabanco LTD, d/b/a Sea-Tac)	
Disposal,)	
)	COMPLAINT AND ORDER
Respondent.)	SUSPENDING TARIFF REVISIONS
.....)	

BACKGROUND

- 1 On April 15, 2004, Rabanco, LTD, d/b/a Eastside (Rabanco or the Company) filed with the Commission revisions to its currently effective Tariff No. 25. The originally effective date was June 1, 2004, and the Company subsequently changed it to July 1, 2004.
- 2 The filing would increase charges and rates for service provided by Rabanco. Because those increases might injuriously affect the rights and interests of the public and Rabanco has not demonstrated that the increases would result in rates that are fair, just and reasonable, the Commission suspends the tariff filing and will hold public hearings if necessary to determine whether the proposed increases are fair, just and reasonable.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, regulations, practices, accounts, securities, and transfers of public

service companies, including solid waste companies. *RCW 80.01.040; Chapter 81.01 RCW; Chapter 81.04 RCW; Chapter 81.28 RCW and Chapter 81.77 RCW.*

- 4 (2) Rabanco is a solid waste company and is a public service company subject to the jurisdiction of the Commission.
- 5 (3) This matter was brought before the Commission at its regularly scheduled meeting on June 30, 2004.
- 6 (4) The tariff revisions filed by Rabanco on April 15, 2004, would increase charges and rates for service provided by Rabanco and might injuriously affect the rights and interest of the public.
- 7 (5) Rabanco has not yet demonstrated that the tariff revisions would result in rates that are fair, just and reasonable.
- 8 (6) In order to carry out the duties imposed upon the Commission by law, and as authorized in RCW 81.04.130, the Commission believes it is necessary to investigate Rabanco's books, accounts, practices and activities; to make a valuation or appraisal of Rabanco's property; and to investigate and appraise various phases of Rabanco's operations.
- 9 (7) As required by RCW 81.04.130, Rabanco bears the burden of proof to show that the proposed increases are fair, just and reasonable.
- 10 (8) Rabanco may be required to pay the expenses reasonably attributable and allocable to such an investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 81.20 RCW.

ORDER

THE COMMISSION ORDERS:

- 11 (1) The tariff revision(s) filed on April 15, 2004, are suspended.
- 12 (2) The Commission will hold hearings at such times and places as may be required.
- 13 (3) Rabanco must not change or alter the tariffs filed in this docket during the suspension period, unless authorized by the Commission.
- 14 (4) The Commission will institute an investigation of Rabanco d/b/a Sea-Tac Disposal's books, accounts, practices, activities, property and operations as described above.
- 15 (5) Rabanco d/b/a Sea-Tac Disposal shall pay the expenses reasonably attributable and allocable to the Commission's investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 81.20 RCW.

DATED at Olympia, Washington, and effective this 30th day of June, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARILYN SHOWALTER, Chairwoman

RICHARD HEMSTAD, Commissioner

PATRICK J. OSHIE, Commissioner