



Rob McKenna

ATTORNEY GENERAL OF WASHINGTON

Utilities and Transportation Division

1400 S Evergreen Park Drive SW • PO Box 40128 • Olympia WA 98504-0128 • (360) 664-1183

August 7, 2009

Polly McNeill
Jessica L. Goldman
Summit Law Group PLLC
315 Fifth Avenue South Suite 1000
Seattle, WA 98104-2682

James K. Sells
Ryan Sells Uptegraft, Inc. PS
9657 Levin Road NW Suite 240
Silverdale, WA 98383

David W. Wiley
Williams Kastner
PO Box 21926
601 Union Street Suite 4100
Seattle, WA 98111-3926

RE: *Waste Management Disposal Services of Oregon, Inc., et al. v. Waste Connections of Washington, Inc., et al.* Thurston County Superior Court No. 08-2-02593-1

Dear Counsel:

Enclosed for your records is a copy of the conformed Order Affirming Washington Utilities and Transportation Commission and Dismissing Petition for Judicial Review in the above-referenced matter.

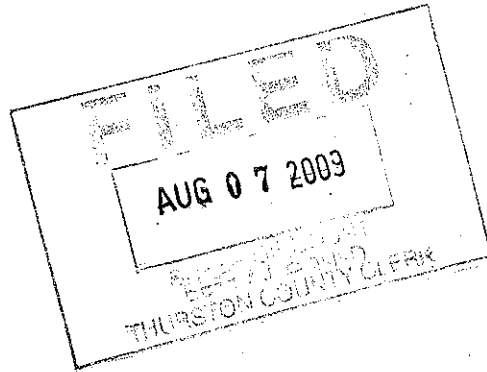
Sincerely,

ROBERT D. CEDARBAUM
Assistant Attorney General

RDC:klg
Enclosure



EXPEDITE
 Hearing is set:
Date:
Time:
Judge/Calendar: Honorable
Anne Hirsch



STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT

WASTE MANAGEMENT DISPOSAL
SERVICES OF OREGON, INC., and
ENVIRO/CON & TRUCKING, INC.,

Petitioners,

v.

WASTE CONNECTIONS OF
WASHINGTON, INC., and
WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Respondents.

CASE NO. 08-2-02593-1

ORDER AFFIRMING
WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION
AND DISMISSING PETITION FOR
JUDICIAL REVIEW

[PROPOSED]

THIS MATTER came before the Court on the Petition for Judicial Review of Waste Management Disposal Services of Oregon, Inc. and Enviro/Con & Trucking, Inc. The Court having considered the written submissions of the parties, namely, Waste Management Disposal Services of Oregon, Inc., Enviro/Con & Trucking, Inc., the Washington Utilities and Transportation Commission, Waste Connections of

1 Washington, Inc., and the Washington Refuse and Recycling Association, and having
2 also considered the administrative record and the argument of counsel; now,
3 therefore, it is hereby,

4 ORDERED, ADJUDGED AND DECREED THAT:

- 5 1. Order 05: Order Granting Petition for Administrative Review; Reversing Initial
6 Order, And Ordering Hearing On Merits; Granting Motion For Leave To File
7 Reply, rendered by the Washington Utilities and Transportation Commission on
8 October 7, 2008, is AFFIRMED.
9
10 2. The Petition for Judicial Review is DISMISSED.


11 DONE IN OPEN COURT this _____ day of August, 2009.

12 ANNE HIRSCH

13
14 JUDGE ANNE HIRSCH

15 Presented by:

16 ROBERT M. MCKENNA
17 Attorney General

18 
19 Robert D. Cedarbaum
20 WSBA No. 11770
21 Assistant Attorney General
22 Counsel for Washington Utilities and
23 Transportation Commission

15 Notice of presentation waived:

16 SUMMIT LAW GROUP PLLC

17 Polly McNeill
18 WSBA No. 17437
19 Counsel for Petitioners

20 WILLIAMS KASTNER

21 David W. Wiley
22 WSBA No. 8614
23 Counsel for Waste Connections

24 RYAN SELLS UPTEGRAFT, INC. PS

25 James K. Sells
26 WSBA No. 6040
Counsel for Washington Refuse &
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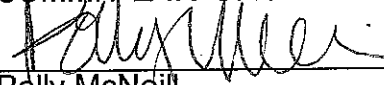
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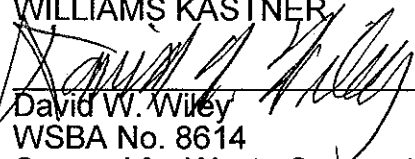
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