

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

In re Joint Application for authority to transfer all rights under certificate of public convenience and necessity G-145

from:

BLAINE BAY REFUSE, INC.

to:

SANITARY SERVICE COMPANY, INC.

holder of certificate G-14

Docket TG-101354

PETITION TO AMEND OR CORRECT
ORDER 01

1. Sanitary Service Company, Inc. (“SSC”), by and through its counsel, David W. Wiley and Williams, Kastner & Gibbs, PLLC, submits this Petition pursuant to WAC 480-07-370 (3) and RCW 81.04.210 asking the Commission to correct or otherwise amend Order 01 in this docket served September 21, 2010 to restore authority transferred from its then affiliate Blaine Bay Refuse, Inc. for solid waste collection service “in the city of Blaine, Washington, and within a radius of one mile of said city limits in Whatcom County.”
2. Joint Application TG-101354 on page 2 Section 2 of the application expressly requested that G-14, upon approval, include authority to serve in the City of Blaine. During a recent review of SSC’s certificate and the predecessor certificate G-145 held by Blaine Bay Refuse, Inc. attached hereto as Exhibit 1, SSC found that the existing metes and bounds description in its

certificate did not appear to include all of the city of Blaine and within a one-mile radius thereof it had expressly requested be transferred in 2010.

3. On information and belief, SSC contends that the Commission staff may have inadvertently concluded that the territory encompassed by G-14 in 2010 wholly duplicated or otherwise encompassed G-145 in the city of Blaine, and due to the requisite certificate interpretive policy on transfer that only one operating authority be maintained/construed for the purposes of future transfer, unilaterally excised the city of Blaine authority in the belief that G-145 and G-14 wholly overlapped, requiring the removal of “duplicating authority.” However, G-145’s certificate scope was broader than G-14 relative to service in the city of Blaine and thus existing parts of the city were mistakenly not included in Order 01’s Appendix A in 2010.
4. By submitting this Petition, SSC is now formally requesting the Commission review Order 01. And, upon that review, that it act to amend or otherwise revise Certificate G-14 to restore the original authority sought to be transferred from former Certificate G-145 and thereby appropriately authorize SSC to perform solid waste collection services throughout the city of Blaine and within a one-mile radius of the city limits presumptively authorized by the order on transfer in September, 2010.

Respectfully submitted this 15th day of June, 2023.

WILLIAMS KASTNER & GIBBS PLLC

s/ David W. Wiley

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