

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
1-360-664-1222**

In re Joint Application for authority to)
transfer all rights under certificate of public) DOCKET TG-130096
convenience and necessity G-122 from:)
) ORDER 01
ROBERT L. NICHOLS,)
d/b/a B & N SANITARY,) ORDER AUTHORIZING TRANSFER
)
to:)
)
GARY’S GARBAGE SERVICES LLC,)
.....)

- 1 On January 28, 2013, Robert L. Nichols, d/b/a B & N Sanitary, and Gary’s Garbage Services LLC filed a joint application with the Washington Utilities and Transportation Commission (Commission) requesting authority to transfer all rights under certificate G-122 from Robert L. Nichols, d/b/a B & N Sanitary, to Gary’s Garbage Services LLC.

- 2 Certificate of public convenience and necessity G-122 is held by Robert L. Nichols, d/b/a B & N Sanitary, and authorizes the service described in the certificate.

- 3 The Commission, having considered the application and being fully advised, finds that Gary’s Garbage Services LLC is fit, willing and able to provide all services necessary under certificate G-122, and that the transfer of all rights to Gary’s Garbage Services LLC as requested will not be detrimental to the public interest.

ORDER

THE COMMISSION ORDERS:

- 4 (1) The application filed in Docket TG-130096 to transfer all rights in the state of Washington from Robert L. Nichols, d/b/a B & N Sanitary, to Gary’s Garbage Services LLC is granted, conditioned upon compliance with RCW 81.77 and the rules relating to solid waste collection companies.

- 5 (2) Certificate of public convenience and necessity G-122 is reissued to Gary’s Garbage Services LLC as described in the attached Appendix A.

- 6 (3) Granting authority for the transfer of rights under a certificate does not necessarily approve the amount involved in the transaction, nor does it bind the Commission

to recognize the amount in placing a value for rate-making purposes on the property of the certificate holder.

- 7 (4) The tariff filed in connection with this application will become effective at 12:01 a.m. on the day following the service date of this Order.

- 8 The Commission has delegated authority to the Secretary to enter this Order under RCW 80.01.030 and WAC 480-07-905(2)(c).

DATED at Olympia, Washington and effective March 19, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING
Acting Executive Director and Secretary

NOTICE: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least 14 days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site.

The Commission will schedule your request for review by issuing a notice of hearing to be held before an administrative law judge. The Commission, at its discretion, may consider your request for review in an adjudicative proceeding under RCW 34.05 Part IV, or in a brief adjudicative proceeding under RCW 34.05.482 through .494. Following hearing, the administrative law judge will enter an initial order. If you wish to seek review of the initial order, you may file a petition for administrative review under RCW 34.05.464, or if the matter is heard in a brief adjudicative proceeding, under RCW 34.05.491.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site. This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(2) and (3), and WAC 480-07-905, as amended effective September 22, 2008.

APPENDIX A

Gary's Garbage Services LLC
PO Box 713
Ione, WA 99139

CERT. NO.
G-122

SOLID WASTE COLLECTION SERVICE in that portion of Pend Oreille County described as follows: The west 1/2 of Township 38 North, Range 43 East W.M.; the west 1/2 of Township 37 North, Range 43 East W.M.; and the east 1/2 of Township 37 North, Range 42 East W.M. also in that portion of Pend Oreille County described as follows T. 39 N., R. 43 E.; T. 40 N., R. 43 E.; Sections 19, 29, 30, 31 and 32 of T. 39 N., R. 44 E.; Sections 6, 7 and 18 of T. 38 N., R. 44 E.

TG-130096

03-19-13