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October 7, 2003

Ms. Karen Caillé  
Administrative Law Judge  
Utilities and Transportation Commission  
1300 S. Evergreen Park Drive State of Washington  
Olympia, Washington 98504-7250

**Re: Docket No. T6-030831  
Blaine Bay Refuse, Inc.**

Dear Judge Caillé:

Blaine Bay believes the issues in regard to this application are as follows:

1. Whether Order No. 646 intended the boundaries to be on both sides of the road to the water when the road was abutting the water body.
2. Whether Order No. 646 should have included the area of service of those who testified from Birch Bay Village, Birch Bay Park and Drayton Harbor who needed service.
3. In the event that the order establishing the service area for Blaine Bay does not include the areas that were intended to have been served by Blaine Bay, can the Order No. 646 be amended to correct the error?
4. Whether the Blaine Bay application to extend refuse collection service to these areas identified conforms with the criteria set forth in RCW 81.77.
5. Whether Order No. MVG-646 which states: "thence west on the Grandview Road extended to Point Whitehorn" means that the boundary should have extended Grandview Road to Point Whitehorn to the water body.
6. Whether or not Blaine Bay Refuse 29 years of operating in these additional areas accrues a right for Blaine Bay Refuse to continue service.

Very truly yours,



Philip A. Serka

PAS:sj

cc: Polly McNeill (by e-mail)  
Don Trotter (by e-mail)  
Jim Sands

blaine-bayltr judge calls 10-7-03

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