

October 3, 1994

VIA FEDERAL EXPRESS

Steve McLellan
Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P. O. Box 47250
Olympia, WA 98504-7250

Re: Docket No. TG-940411; Filing of Joint Statement

Dear Mr. McLellan:

Enclosed please find the original and 20 copies of Joint Statement in Response to Third Supplemental Order issued in this matter. Anne Egeler, on behalf of the Attorney General's Office, has signed this statement via facsimile. The original signature page will be forwarded to your office immediately upon receipt from Ms. Egeler. Please acknowledge receipt on the extra copy and return it in the envelope provided. Thank you for your assistance.

Very truly yours,

PRESTON GATES & ELLIS

Elizabeth Thomas

ET:ki Enclosures

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1 2 3 4 5 6 BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION 7 In the Matter of: 8 KING COUNTY DEPARTMENT OF PUBLIC WORKS, SOLID WASTE DIVISION, 9 Complainant, Docket No. TG-940411 10 11 JOINT STATEMENT IN REPONSE V. TO THIRD SUPPLEMENTAL ORDER 12 SEATTLE DISPOSAL COMPANY, RABANCO LTD., d/b/a EASTSIDE DISPOSAL AND 13 **CONTAINER HAULING** 14 Respondent. 15 16 Introduction 17 18 This Joint Statement is submitted jointly by the three parties to this action -- Rabanco 19

This Joint Statement is submitted jointly by the three parties to this action -- Rabanco Companies d/b/a Eastside Disposal ("Eastside"), King County ("County"), and Commission Staff ("Staff"). It responds to three issues raised by the Commission's Third Supplemental Order Dismissing Complaint on Condition in this docket (the "Order") which was issued on September 14, 1994. These issues include revision of Eastside's tariff resulting from revisions to Eastside's cost of service study as required by the Order (a proposed revised tariff is being filed simultaneously with this Joint Statement); notice to customers of this tariff revision; and a plan to break out recycling charges on Eastside customers' bills no later than January 1, 1995, as required by the Order.

JOINT STATEMENT IN RESPONSE TO THIRD SUPPLEMENTAL ORDER - 1

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The three parties have met and consulted on the issues addressed by this joint statement. The County has reviewed the proposed revised tariff, but has not reviewed in detail the revisions to Eastside's cost of service study. The County takes no position as to whether the tariff complies with the Order.

King County specifically maintains its objection that the Commission has failed to comply with RCW 81.77.030, RCW 70.95.010, the King County Comprehensive Solid Waste Management Plan, and implementing ordinances. King County also maintains its objection that Eastside has not complied with King County Code §10.18.020.

Staff and Eastside agree that the rates contained in the proposed revised tariff comply with the Order's directives regarding Eastside's cost of service study for the reasons detailed below. In addition, the parties agree that it is appropriate for Eastside to notify its customers of this tariff revision as proposed in detail below. Finally, the parties agree that Eastside's implementation of the plan proposed below for breaking out recycling charges on customers' bills complies with the Order.

Cost of Service Study

The Order required Eastside to revise its cost of service study for residential customers by eliminating the time-related cost allocator for "Total Route Time," and reallocating costs in that category to the weight-related cost allocator, "Total Dump Time." Eastside has made that revision. No other revisions were made. Staff and Eastside agree that it remains appropriate for Eastside to use its "Empty Time Per Unit" study.

In general, the effect of eliminating "Total Route Time" was to increase the spread among rate levels. The revision reduced the cost of serving once-a-month customers, mini-can customers and one-can customers. The effect was greatest for the once-a-month customers. The costs of serving other customer classes increased. Rates for every class of residential customers were affected, although some changes were minor.

Proposed Revised Tariff

The Order required Eastside to file two copies of its proposed revised tariff and all pertinent workpapers, based on its revised cost of service study, no later than October 4, 1994. That filing is made contemporaneously with the filing of this Joint Statement. Commission Staff and the County have reviewed the proposed tariff. Staff believes that the proposed tariff complies with the terms of the Order.

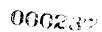
Notice of Tariff Revision

Because the proposed tariff would affect the current rates of all of Eastside's residential customers, it is appropriate to notify all customers of the change. The Order did not specifically address customer notification. The parties agree that it is appropriate for Eastside to effect notification by printing the following message on each customer's first bill that is based on the revised tariff:

This bill reflects an adjustment to your rates effective October 24, 1994. The adjustment was ordered by the Washington Utilities and Transportation Commission in the proceedings in Commission Docket No. TG-940411. Questions about the Commission's order may be directed to the Commission's Consumer Affairs Department at ______.

Plan to Segregate Recycling Charge on Bill

The Order required Eastside to propose a timetable by October 4, 1994 that would provide for changing the format of its bills by January 1, 1995 to reflect each service element separately. The parties agree that the billing format reflected in the sample bills attached as Exhibits A and B to this Joint Statement complies with the provisions of the Order. Eastside will implement this format on all



FACSIMILE: (206) 623-7022

1	bills prepared on or after January 1, 1995.	
2	DATED this 3rd day of October,	1994.
3		PRESTON GATES & ELLIS
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5		By La Nomes
6		Elizabeth Thomas wsba#11544 Attorneys for Respondent
7		Rabanco Companies
8		NORM MALENG
9	·	KING COUNTY PROSECUTING ATTORNEY
10		P. Varha a A. Villiand
11		Kathryn A Killinger wsba # 16342. Senior Deputy Prosecuting Attorney
12		Attorney for King County
13		CHRISTINE O. GREGOIRE
14		ATTORNEY GENERAL
15 16		
17		ByAnne Egeler
18		Assistant Attorney General
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bills prepared on or after January 1, 1995.

DATED this 5

day of October, 1994.

PRESTON GATES & ELLIS

Elizabeth Thomas was # 11544 Attorneys for Respondent

Rabanco Companies

NORM MALENG KING COUNTY PROSECUTING ATTORNEY

By

Kathryn A. Killinger was Senior Deputy Prosecuting Attorney Attorney for King County

CHRISTINE O. GREGOIRE ATTORNEY GENERAL

Assistant Attorney General

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