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May 10, 2004

VIA EMAIL AND U.S. MAIL

The Honorable Ann E. Rendahl  
Administrative Law Judge  
Washington Utilities and Transportation Commission  
P.O. Box 47250  
Olympia, WA 98504-7250

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STATE OF WASHINGTON  
UTILITY AND TRANSPORTATION  
COMMISSION

Re: Consolidated Applications of Harold LeMay Enterprises, Inc. and Kleen Environmental Technologies, Inc., Application Nos. GA-079251 and GA-079254 (Docket Nos. TG-040221 and TG-040248); and Application of Rubatino Refuse Removal, Inc., Application No. GA-079266 (TG-040553)

Dear Judge Rendahl:

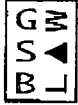
Stericycle of Washington, Inc. ("Stericycle") supports the consolidation for hearing of the applications of Rubatino Refuse Removal, Inc., Harold LeMay Enterprises, Inc. and Kleen Environmental Technologies, Inc., as proposed in the Notice of Opportunity to Comment on Consolidation for Hearing dated May 3, 2004.

The applications of Harold LeMay Enterprises, Inc. and Kleen Environmental Technologies, Inc. address overlapping territories and have previously been consolidated.

The application of Rubatino Refuse Removal, Inc. will necessarily address many of the same factual issues that must also be addressed in the LeMay and Kleen Environmental cases. In particular, evidence concerning Stericycle's existing state-wide service will be largely duplicated in these cases. Substantial hearing time and expense will be saved for the benefit of witnesses, the parties and their attorneys and the Commission if the cases are consolidated for hearing.

Because the applicants in the LeMay and Rubatino cases are represented by the same attorney, consolidation of the Rubatino hearing with the LeMay/Kleen Environmental proceeding would substantially reduce the hearing costs for LeMay and Rubatino and would not result in a significant increase in hearing time associated with the participation of another attorney in the cross-examination of witnesses or other matters related to the hearing.

Because counsel for the Commission Staff is the same in both proceedings, the Attorney General's office would benefit from consolidation in the same manner as LeMay and Rubatino.



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Clearly, Stericycle, LeMay, Rubatino and the Commission Staff would all benefit from consolidation in terms of reduced hearing time in the circumstances present here. Although the LeMay/Kleen Environmental and Rubatino proceedings do not address overlapping territories, the Commission has inherent authority to manage its cases in a manner that serves the convenience of witnesses and the parties and the efficient use of resources. Consolidation is appropriate here.

Sincerely,

GARVEY SCHUBERT BARER

By   
Stephen B. Johnson

Attorneys for Stericycle of Washington, Inc.

Cc: James K. Sells  
Greg Trautman  
Greg W. Haffner

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