

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

In the Matter of the Petition of	)	DOCKET TG-101542
)	
MASON COUNTY GARBAGE CO.,	)	ORDER 02
INC. d/b/a MASON COUNTY)	
GARBAGE, G-88,)	
	)	ORDER OF CONSOLIDATION AND
Requesting Authority to Retain Thirty	)	NOTICE OF PREHEARING
Percent of the Revenue Received From	)	CONFERENCE
the Sale of Recyclable Materials	)	(Set for December 20, 2010,
Collected in Residential Recycling	)	at 10:00 a.m.)
Service)	
.....)	
In the Matter of the Petition of	)	DOCKET TG-101545
)	
MURREY’S DISPOSAL COMPANY,	)	ORDER 02
INC., G-9,)	
)	
Requesting Authority to Retain Fifty	)	ORDER OF CONSOLIDATION AND
Percent of the Revenue Received From	)	NOTICE OF PREHEARING
the Sale of Recyclable Materials	)	CONFERENCE
Collected in Residential Recycling	)	(Set for December 20, 2010,
Service	)	at 10:00 a.m.)
.....)	
In the Matter of the Petition of	)	DOCKET TG-101548
)	
AMERICAN DISPOSAL COMPANY,	)	ORDER 02
INC., G-87,)	
)	
Requesting Authority to Retain Fifty	)	ORDER OF CONSOLIDATION AND
Percent of the Revenue Received From	)	NOTICE OF PREHEARING
the Sale of Recyclable Materials	)	CONFERENCE
Collected in Residential Recycling	)	(Set for December 20, 2010,
Service	)	at 10:00 a.m.)
.....)	

1 On September 15, 2010, in Docket TG-101542, Mason County Garbage Co., Inc. d/b/a Mason County Garbage (Mason County Garbage) filed with the Washington Utilities and Transportation Commission (Commission):

- Revisions to its currently effective Tariff No. 13, designated as Tariff pages 1, 21 and 21A with a stated effective date is November 1, 2010;
- A request to retain thirty percent of the revenue Mason County Garbage receives from the sale of recyclable materials that it collects in its residential recycling collection service;
- A copy of the Company's 2010-2011 recycling and revenue sharing plan titled; "Company Recycling Plan: Single-Stream Recycling Program"; and
- A letter dated September 14, 2010, signed by David Baker, Solid Waste Manager, Mason County Utilities and Waste Management.

2 On September 15, 2010, in Docket TG-101545, Murrey's Disposal Company, Inc. (Murrey's Disposal) filed with the Commission:

- Revisions to its currently effective Tariff No. 25, designated as Tariff pages 1, 21, 25, 27, 28, 30, 46, 47, 48 and 49 with a stated effective date is November 1, 2010;
- A request to retain fifty percent of the revenue Murrey's receives from the sale of recyclable materials that it collects in its residential single and multi-family recycling collection service;
- A copy of its "2010-11 Company Recycling Plan: Pierce County Single-Stream Recycling Program Updated September 2010"; and
- A letter dated September 16, 2010, signed by Stephen C. Wamback, Solid Waste Administrator, Pierce County Department of Public Works and Utilities.

3 On September 15, 2010, in Docket TG-101548, American Disposal Co., Inc. (American Disposal) filed with the Commission:

- Revisions to its currently effective Tariff No. 25, designated as Tariff pages 1, 21, 25, 27, 28, 30, 46, 47, 48 and 49. The stated effective date is November 1, 2010;

- A request to retain fifty percent of the revenue American receives from the sale of recyclable materials that it collects in its residential single-family and multi-family recycling collection service;
- A copy of its "2010-11 Company Recycling Plan: Pierce County Single-Stream Recycling Program Updated September 2010"; and
- A letter dated September 16, 2010, signed by Stephen C. Wamback, Solid Waste Administrator, Pierce County Department of Public Works and Utilities.

- 4 Mason County Garbage proposes to increase the amount it pays to single-family customers for the value of the recyclable materials that Mason County Garbage collects in its residential recycling collection service. The monthly credit for single-family customers is proposed to increase from \$1.15 to \$1.75.
- 5 Murrey's Disposal and American Disposal both propose to increase the amount it pays to single-family and multi-family customers for the value of the recyclable materials that it collects in its residential recycling collection service. The monthly credit for Murrey's Disposal single-family customers would increase from \$0.14 to \$1.31 and the monthly credit for multi-family customers would increase from \$0.24 per yard to \$0.67 per yard for each pickup, and the monthly credit for American Disposal single-family customers would increase from \$0.14 to \$1.31 and the monthly credit for multi-family customers would increase from \$0.24 per yard to \$0.67 per yard for each pickup.
- 6 On October 28, 2010, the Commission, by order¹, authorized revenue sharing for recyclable commodities revenue; requiring revenues not spent during prior plan period and current plan period be carrier forward to the following plan period.
- 7 On November 8, 2010, counsel for Mason County Garbage, Murrey's Disposal, and American Disposal filed with the Commission a petition for reconsideration of a portion of Order 01. The Commission heard the petition's at its November 24, 2010, open meeting and requests the matters be set for hearing.

¹ Order 01.

ORDER OF CONSOLIDATION

8 THE COMMISSION ORDERS that these matters are consolidated for purposes of hearing and determination. The Commission reserves the right to hold separate hearings and to enter separate orders in the individual dockets as it deems appropriate.

NOTICE OF PREHEARING CONFERENCE

9 The Commission has jurisdiction over this matter under RCW Title 81, and has legal authority to regulate the rates, services, and practices of solid waste collection companies pursuant to RCW 81.77. The statutes that apply to this matter include RCW 81.04 and RCW 81.28 relating to rates, including but not limited to RCW 81.01.010 and RCW 81.04.020. The rules that apply to this matter include those within WAC 480-70, relating to solid waste collection companies.

10 The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of RCW 34.05 relating to adjudications. The provisions of the APA that relate to this proceeding include, but are not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission will also follow its procedural rules in WAC 480-07 in this proceeding.

11 The Commission finds there is good cause to hear this matter on shortened notice. *See WAC 480-07-440(1)(a).*

12 **THE COMMISSION GIVES NOTICE That the Commission will hold a prehearing conference in this matter at 10:00 a.m., on Monday, December 20, 2010, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington. The prehearing conference will convene at the same time as a prehearing conference in Dockets TG-101220, TG-101221, and TG-101222 (consolidated) and the two conferences will be conducted concurrently.**

13 The purpose of the prehearing conference is to consider requests for intervention, resolve scheduling matters including establishing dates for distributing evidence and workpapers, to identify the issues in the proceeding and determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430. Further,

a purpose of the prehearing conference is to discuss whether the proceedings should be consolidated with Dockets TG-101220, TG-101221, and TG-101222. **Parties are encouraged to consult informally prior to the prehearing conference to develop a proposed schedule for the Commission's consideration.**

- 14 **INTERVENTION:** Persons who wish to intervene should file a petition to intervene in writing at least three business days before the date of the prehearing conference. *See WAC 480-07-355(a)*. The Commission will consider oral petitions to intervene during the conference, but strongly prefers written petitions to intervene. Party representatives must file a notice of appearance with the Commission no later than the business day before the conference. *See WAC 480-07-345(2)*. Any party or witness in need of an interpreter or other assistance should fill out the form attached to this notice and return it to the Commission. The Commission will set the time and place for any evidentiary hearings at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.
- 15 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**

The names and mailing addresses of all known parties and their known representatives are as follows:

Petitioners:	Mason County Garbage Co., Inc. d/b/a Mason County Garbage 81 East Wilburs Way Shelton, WA 98584
	Murrey's Disposal Company, Inc. P.O. Box 399 Puyallup, WA 98371
	American Disposal Company, Inc. P.O. Box 399 Puyallup, WA 98371

Representative: David W. Wiley
Williams Kastner
601 Union Street, Suite 4100
Seattle, WA 98101
(206) 233-2895
dwiley@williamskastner.com

Commission: Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

Representative: Fronda Woods
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664- 1225
fwoods@utc.wa.gov

- 16 Administrative Law Judge Gregory J. Kopta, from the Commission's Administrative Law Division, will preside during this proceeding.
- 17 The Commission will give parties notice of any other procedural phase of the proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Olympia, Washington, and effective December 1, 2010.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
Richard Hemstad Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Utilities and Transportation Commission, Attention: David W. Danner, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket : _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary
Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____