

1
2
3 BEFORE THE WASHINGTON UTILITIES AND
4 TRANSPORTATION COMMISSION

5 In the Matter of Determining the Proper Carrier
6 Classification of:

7 GLACIER RECYCLE, LLC; HUNGRY
8 BUZZARD RECOVERY, LLC; AND T&T
9 RECOVERY, INC.,

DOCKET NO. TG-072226

STATEMENT OF CERTAIN
INTERVENORS REGARDING
APRIL 7, 2010 ORDER ON
PROCEDURE AT HEARING ON
SETTLEMENT PROPOSAL

10 On behalf of the certain Intervenors filing Opposition to the proposed Settlement Agreement
11 on March 29, 2010, counsel states as follows:

12 / Intervenors have no current intention to present affirmative evidence through
13 testimonial witnesses or exhibit(s) on the settlement proposal. Intervenors, however,
14 reserve the right to call a rebuttal witness at the settlement hearing, who would be
15 Mr. Eddie Westmoreland, Region Vice President for Waste Connections, Inc. and
16 specifically representing Murrey's Disposal Company, Inc., Island Disposal, Inc. and
17 Waste Connections of Washington, Inc., Intervenors in this proceeding. Mr.
18 Westmoreland would be expected to address and critique various aspects of the
19 proposal, including the relationship to the current solid waste rulemaking,
20 transportation of residuals from MRFs and any direct hauling to disposal facilities by
21 Respondents.

22 2 Pursuant to the Administrative Law Judge's initial Prehearing Conference Order of
23 January 28, 2008 and WAC 480-07-740(2)(c), Intervenors would also propose to
24 consolidate cross-examination of any Complainant or Respondent representatives on
25 the settlement agreement through cross examination by counsel.

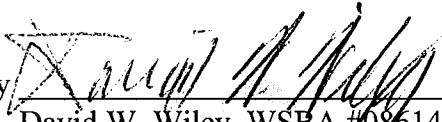
STATEMENT OF CERTAIN INTERVENORS REGARDING
APRIL 7, 2010 ORDER ON PROCEDURE AT HEARING ON
SETTLEMENT PROPOSAL - 1

Williams, Kastner & Gibbs PLLC
601 Union Street, Suite 4100
Seattle, Washington 98101-2380
(206) 628-6600


1 DATED this 12th day of April, 2010.

2 Respectfully submitted,

3 WILLIAMS, KASTNER & GIBBS PLLC

4
5 By 
6 David W. Wiley, WSBA #08614
7 Attorneys for Intervenors Murrey's Disposal
8 Company, Inc., Island Disposal, Inc., Waste
9 Connections of Washington, Inc., Lynnwood
10 Disposal d/b/a Allied Waste of Lynnwood, and
11 Eastside Disposal d/b/a Allied Waste of
12 Bellevue

RYAN SELLS UPTEGRAFT, INC. P.S.

11 By  *by telephone without a title*
12 James K. Sells, WSBA #6040
13 Attorneys for Intervenor Washington Refuse
14 and Recycling Association

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE OF SERVICE

I hereby certify that I have this day served this document upon all parties of record in this proceeding, by the method as indicated below, pursuant to WAC 480-07-150.

<p>Representative: Donald L. Anderson, Esq. Eisenhower & Carlson, PLLC 1200 Wells Fargo Plaza 1201 Pacific Avenue Tacoma, WA 98402 Email: danderson@eisenhowerlaw.com</p>	<p><input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via U.S. Mail <input checked="" type="checkbox"/> Via Email</p>
<p>Commission: Washington Utilities and Transportation Commission 1300 S. Evergreen Park Dr. SW P.O. Box 47250 Olympia, WA 98504-7250</p>	<p><input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via U.S. Mail <input type="checkbox"/> Via Email <input checked="" type="checkbox"/> Via Web Portal</p>
<p>Representative: Jonathan Thompson Assistant Attorney General 1400 S. Evergreen Park Dr. SW P.O. Box 40128 Olympia, WA 98504-0128 Email: jthompson@wutc.wa.gov</p>	<p><input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via U.S. Mail <input checked="" type="checkbox"/> Via Email</p>
<p>Representative: James K. Sells Ryan Sells Uptegraft, Inc. P.S. 9657 Levin Road NW, Suite 240 Silverdale, WA 98383 Phone: 360.307.8860 Fax: 360.307.8865 e-mail: jimsells@rsulaw.com</p>	<p><input type="checkbox"/> Via Legal Messenger <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via U.S. Mail <input checked="" type="checkbox"/> Via Email</p>

Representative:

Polly McNeill
Summit Law Group
315 Fifth Avenue S., #1000
Seattle, WA 98104-2682
e-mail: pollym@summitlaw.com

- Via Legal Messenger
- Via Facsimile
- Via U.S. Mail
- Via Email

DATED at Seattle, Washington, this 12th day of April, 2010.



Lyndsay C. Taylor

STATEMENT OF CERTAIN INTERVENORS REGARDING
APRIL 7, 2010 ORDER ON PROCEDURE AT HEARING ON
SETTLEMENT PROPOSAL - 4

Williams, Kastner & Gibbs PLLC
601 Union Street, Suite 4100
Seattle, Washington 98101-2380
(206) 628-6600