

Williams, Kastner & Gibbs PLLC

A NORTHWEST LAW FIRM

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November 22, 2004

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Carole J. Washburn
WUTC Executive Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive SW
P.O. Box 47250
Olympia, WA 98504

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STATE OF WASH
UTILITY DIVISION
COMMUNICATIONS

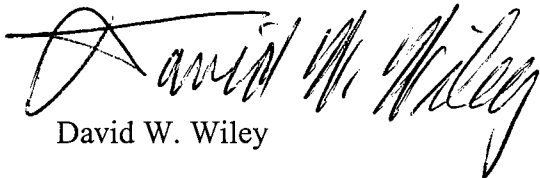
Re: *In re the Matter of WUTC v. T&T Recovery, Inc.*
Docket No. TG-041481
Petition to Intervene of Island Disposal, Inc.

Dear Ms. Washburn:

Enclosed for filing today are an original and 12 copies of the Petition to Intervene of Island Disposal, Inc. As indicated by the Certificate of Service, other counsel are being provided a copy of the Petition as well.

Yours truly,

WILLIAMS, KASTNER & GIBBS PLLC



David W. Wiley

DAV:slr

Enclosures

cc: Don Souza

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RECORDS MANAGEMENT

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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In re the Matter of the
WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Petitioner,

v.

T&T RECOVERY, INC.

DOCKET NO. TG-041481

PETITION TO INTERVENE OF
ISLAND DISPOSAL, INC.

COMES NOW Island Disposal, Inc. (hereinafter "IDI" and/or "Intervenor"), holder of public convenience and necessity certificate no. G-154 authorizing solid waste collection service in all of Island County, P.O. Box 990, Coupeville, Washington 98390, by and through Williams, Kastner & Gibbs PLLC, and David W. Wiley, Two Union Square, 601 Union Street, Suite 4100, P.O. Box 21926, Seattle, Washington 98111-3926, and, pursuant to WAC 480-07-355(1), alleges as follows:

1. Island Disposal, Inc., a Waste Connections Company, is the certificated solid waste collection company in Whidbey Island, Washington. As such, it is a regulated solid waste collection company pursuant to RCW 81.77, *et seq.*, and is subject to comprehensive regulation by the Washington Utilities and Transportation Commission as to its service, rates, and relationship with the public pursuant to RCW 81.77.030.

PETITION TO INTERVENE OF ISLAND DISPOSAL, INC. - 1

Williams, Kastner & Gibbs PLLC
Two Union Square, Suite 4100 (98101-2380)
Mail Address: P.O. Box 21926
Seattle, Washington 98111-3926
(206) 628-6600

2. Intervenor is an existing authorized carrier under RCW 81.77.040 and any activities of entities alleged to be conducting solid waste collection operations pursuant to RCW 81.77.040 as to its territory in Whidbey Island have a direct impact on the service and market that IDI serves.

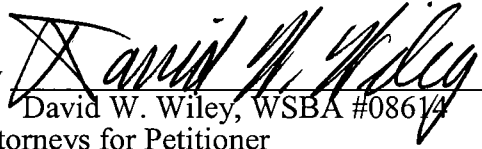
3. On the basis of information and belief, IDI alleges that the unauthorized operations of respondent may have a direct bearing on Island Disposal, Inc. and its customers and, therefore, IDI alleges it has a cognizable stake in the outcome of the complaint and show cause proceeding noted above.

4. Island Disposal, Inc., therefore avers it has a full and complete interest in the outcome of this proceeding, and supports any efforts to seek compliance with RCW 81.77.020, RCW 81.77.040 and WAC 480-70-070 requiring certificate authority issued by the Commission before the conduct of solid waste collection operations. Petitioner also alleges that its participation will not expand the issues adduced in the record of this proceeding, and that its participation is in fact indispensable to the creation of a full and complete record in this matter.

WHEREFORE, having fully set forth its interest in this proceeding pursuant to law and rule, Petitioner Island Disposal, Inc. asks that its participation in the development of the record in this proceeding be ratified by granting its Petition to Intervene herein.

DATED this 22 day of November, 2004.

WILLIAMS, KASTNER & GIBBS PLLC

By 
David W. Wiley, WSBA #08614
Attorneys for Petitioner
Island Disposal, Inc.

CERTIFICATE OF SERVICE

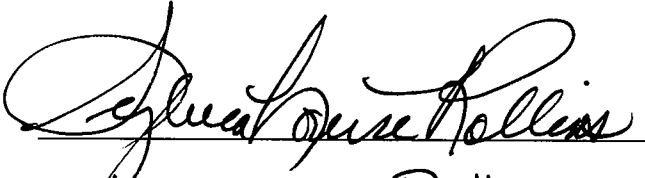
I hereby certify that I have this day served the foregoing document upon all parties of record by mailing properly addressed with first-class postage prepaid as follows:

Lisa Watson
Assistant Attorney General
1400 South Evergreen Park Drive SW
P.O. Box 40128
Olympia, WA 98504-0128

James V. Van Nostrand
Stoel Rives, LLP
900 SW Fifth Avenue, Suite 2600
Portland, OR 97204

James K. Sells
Law Offices of Ryan Sells Uptegraft, Inc., P.S.
9657 Levin Road NW, Suite 240
Silverdale, WA 98383

DATED this 22nd day of November, 2004.


Sylvia Louise Rollins

FAX RECEIVED

MAR 24 2003



Certificate No. G-154 00154

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WILLIAMS, KASTNER & GIBBS WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION SEATTLE TIME Willam

Certificate of Public Convenience and Necessity for the Operation of a Garbage and Refuse Collection Company

Order M. V. G. No. 00839

THIS IS TO CERTIFY: That

Island Disposal, Inc. G-154 P O Box 637 D-1 Coupeville WA 98239

is authorized to operate motor vehicles as a GARBAGE AND REFUSE COLLECTION COMPANY in the transportation of commodities and in the territory described herein. This certificate is issued pursuant to and subject to the restrictions of Chapter 295 of the Laws of 1961 and acts amendatory thereof and supplemental thereto and the rules and regulations of the Washington Utilities and Transportation Commission adopted thereunder.

GARBAGE COLLECTION SERVICE on Whidbey Island.

M. V. G. No. 839 8-18-76

Dated at Olympia, Washington, AUG. 24 1976, 19.....

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

By.....

EXHIBIT A