



Ken Eikenberry

ATTORNEY GENERAL OF WASHINGTON

1400 S Evergreen Park Drive SW • PO Box 40128 • Olympia WA 98504-0128 • (206) 753-2281

April 2, 1992

TO: Terrence Stapleton,
Regulatory Affairs Administrator

FROM: Steven W. Smith, Assistant Attorney General

SUBJECT: Enoch Rowland d/b/a Kleenwell Biohazard and
General Ecology Consultants
Docket No. TG-920304

Attached is Complaint, Order, and Notice of Hearing in
the above matter for signatures and service.



STEVEN W. SMITH

Attach.

SERVICE DATE
APR 08 1992

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining)	
the Proper Carrier Classifi-)	
cation of:)	DOCKET NO. TG-920304
ENOC H ROWLAND d/b/a KLEENWELL)	
BIOHAZARD AND GENERAL ECOLOGY)	COMPLAINT, ORDER,
CONSULTANTS)	AND
.)	NOTICE OF HEARING

The Washington Utilities and Transportation Commission, complainant, alleges:

I

Complainant is an agency of the State of Washington created and existing under and by virtue of the laws of the State of Washington and vested by those laws with the supervision and regulation of solid waste collection companies under the provisions of Title 81 RCW.

II

The Washington Utilities and Transportation Commission, pursuant to RCW 81.04.110 and RCW 81.04.510, institutes this special proceeding on its own motion to determine whether Enoch Rowland d/b/a Kleenwell Biohazard and General Ecology Consultants is in the business of transporting solid waste for collection and disposal for compensation over the public highways in this state in territory for which it holds no certificate authority for collection of solid waste as required by RCW 81.77.040 and WAC 480-70-070.

O R D E R
AND
NOTICE OF HEARING

WHEREFORE, IT IS ORDERED That a duly authorized representative of Enoch Rowland d/b/a Kleenwell Biohazard and General Ecology Consultants, unless by notice of hearing issued by the secretary of the Commission a different time and place be specified, appear before the Commission in this special proceeding at 9:30 a.m., on Wednesday, May 13, 1992, in the Commission's Offices, West Meeker Square, Suite 121, 1313 West Meeker Avenue, Kent, Washington, to give testimony and evidence under oath as to its operations and the operations of its vehicles. At the hearing in said special proceeding, in accordance with RCW 81.04.510, the burden of proving that the alleged operations are not subject to the provisions of

RCW 81.77.040, shall be upon Enoch Rowland d/b/a Kleenwell Biohazard and General Ecology Consultants.

If a limited English-speaking or hearing-impaired party needs an interpreter, a form has been attached to this notice to be filled out and returned as indicated, so a qualified interpreter may be appointed at no cost to the party or witness.

The hearing herein set is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. Statutes and rules involved include but are not limited to those contained within chapter 81.77 RCW and chapter 480-70 WAC relating to solid waste collection companies, and chapter 480-09 WAC. Other statutes and rules are those cited above. The issues are as generally stated above.

NOTICE IS HEREBY GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET HEREIN, OR OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH THE TERMS OF RCW 34.05.440.

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

Complainant: Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive SW
P O BOX 47250
OLYMPIA WA 98504-7250

Respondent: Enoch Rowland d/b/a Kleenwell
Biohazard and General
Ecology Consultants
Suite A
17800 Des Moines Way South
Seattle, Washington 98148

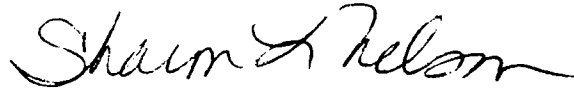
Representative: James T. Johnson
Attorney at Law
Two Union Square
Suite 3000
601 Union Street
Seattle, Washington 98101-2324

An Administrative Law Judge from the Utilities and Transportation Subdivision of the Office of Administrative Hearings, Third Floor, Building E, 2420 Bristol Court SW, P O BOX 42489, OLYMPIA WA 98504-2489, will be designated to preside at the hearing.

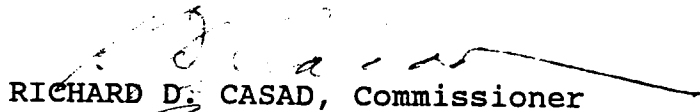
The Commission will appear in this proceeding through the Office of the Attorney General, 1400 S. Evergreen Park Drive SW, P O BOX 40128, OLYMPIA WA 98504-0128, (206) 753-2281.

DATED and effective at Olympia, Washington, this *6th* day of April, 1992.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



SHARON L. NELSON, Chairman



RICHARD D. CASAD, Commissioner



A. J. PARDINI, Commissioner