

[Service Date April 25, 2011]

April 25, 2011

NOTICE RESPONDING TO INFORMAL REQUEST FOR CLARIFICATION

RE: *In the Matter of the Delegation of Authority to the Secretary of the Commission Pursuant to RCW 80.01.030 And Fuel Surcharge Inquiry* , Dockets A-042090 and T-101661

TO ALL INTERESTED PARTIES:

On April 20, 2011, the Washington Utilities and Transportation Commission (Commission) entered *Order 05 –Order Rescinding Orders 03 and 04 and Amending Order 02* (Order 05).

On April 21, 2011, a representative of PNW Transportation Services (PNW) contacted the Commission with a request to clarify Order 05. Specifically, PNW seeks clarification of when the Commission will implement the amendments to Order 02 adopted in Order 05 in light of the Commissioners' discussion at the Open Meeting that the action the Commission was taking would not take effect until May 2, 2011.

The Commission clarifies that the Commission will implement the amendments to Order 02 that were adopted in Order 05 on May 2, 2011. Until that date, the currently effective temporary fuel surcharge mechanism established in Order 02 and comparable temporary fuel surcharge mechanism for solid waste companies will remain in effect.

Any party seeking further clarification of Order 05 should file a formal request for clarification by motion pursuant to WAC 480-07-835.

Sincerely,

GREGORY J. KOPTA
Director, Administrative Law Division