

[Service Date November 8, 2004]

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

In re Joint Application GA-79141 for	)	DOCKET NO. TG -030433
authority to transfer all rights under)	
Certificate No. G-41 from	)	ORDER NO. 01
)	
RABANCO CONNECTIONS)	
INTERNATIONAL, INC.)	
)	
to)	
)	
RABANCO, LTD.)	
.....)	
In re Joint Application GA-79142 for	)	DOCKET NO. TG -030434
authority to transfer all rights under)	
Certificate No. G-235 from	)	ORDER NO. 01
)	
NORTHWEST WASTE INDUSTRIES,)	
INC.,)	
)	
to)	
)	
RABANCO, LTD.)	
.....)	
In re Joint Application GA-79159 for	)	DOCKET NO. TG -030590
authority to transfer all rights under)	
Certificate No. G-12 from	)	ORDER NO. 01
)	
RABANCO LTD. & RABANCO)	
RECYCLING, INC.	)	ORDER OF CONSOLIDATION AND
	)	NOTICE OF PREHEARING
to	)	CONFERENCE
	)	(Set for November 23, 2004, 1:30
RABANCO, LTD.	)	p.m.)
.....)	

1 On August 22, 2003, the Commission entered its order authorizing transfer and canceling Certificate No. G-41 from Rabanco Connections International, Inc., to Rabanco, Ltd. (Docket No. TG-030433), authorizing transfer and canceling Certificate No. G-235 from Northwest Waste Industries, Inc., to Rabanco Ltd. (Docket No. TG-030434), and authorizing transfer and reissuing Certificate No. G-12 from Rabanco Ltd. & Rabanco Recycling, Inc., to Rabanco Ltd. (Docket No. TG-030590). On September 29, 2004, King County filed a Petition to Amend Orders in the above matters. The petition requests that all certificates of public convenience and necessity be transferred to Rabanco, Ltd. as separate certificates for each county in which Rabanco, Ltd. is authorized to collect waste under G-12, rather than consolidated as Certificate G-12. Rabanco filed an answer to the petition on October 20, 2004. A more detailed account of the dispute is reflected in the petition, which is available for inspection at the Commission's office located at Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and on the Commission's web site at www.wutc.wa.gov/030433. It is appropriate that the matters raised in the pleadings be brought for hearing before the Commission.

2 The foregoing matters involve related principles of law. It is appropriate that they be consolidated for hearing and determination pursuant to WAC 480-07-320.

ORDER OF CONSOLIDATION

3 THE COMMISSION ORDERS That these matters are consolidated for hearing and determination. The Commission reserves the right to hold such separate hearings and to enter separate orders in the individual dockets as it may deem appropriate.

NOTICE OF PREHEARING CONFERENCE

- 4 The Commission has jurisdiction over this matter pursuant to Title 81 RCW, having legal authority to regulate persons seeking to furnish solid waste collection services under chapters 81.77 RCW and 480-70 WAC.
- 5 The statutes involved include those within chapters 81.04 RCW, 81.28 RCW and 81.77 RCW, including but not limited to RCW 81.77.040. Rules involved include those within chapters 480-70 WAC and 480-07 WAC.
- 6 The Commission sets a prehearing conference to discuss preliminary matters, the hearing process, to formulate the issues, and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.
- 7 THE COMMISSION GIVES NOTICE That in accordance with WAC 480-07-440(1)(a), the Commission has determined that good cause exists for this matter to be heard on shortened notice.
- 8 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 1:30 p.m., on Tuesday, November 23, 2004, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**
- 9 **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 in accordance with RCW 34.05.440. The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

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

Petitioner: King County
Department of Natural Resources and Parks
201 South Jackson Street
Seattle, WA 98104

Representative: P. Stephen DiJulio
Jeremy R. Larson
Foster Pepper & Shefelman PLLC
1111 Third Avenue, Suite 3400
Seattle, WA 98101-3299
(206) 447-8971

Respondent: Rabanco, Ltd.
54 South Dawson Street
Seattle, WA 98134

Representatives: David W. Wiley
Attorney at Law
Williams, Kastner & Gibbs PLLC
Two Union Square
601 Union Street, Suite 4100
Seattle, WA 98101-2380
(206) 233-2895

Laurie M. Thornton
Kelly P. Corr
Kevin J. Craig
Corr Cronin LLP
1001 Fourth Avenue, Suite 3900
Seattle, WA 98154-1051
(206) 625-8600

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: Donald T. Trotter
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1189

11 Administrative Law Judge C. Robert Wallis, from the Utilities and
Transportation Commission's Administrative Law Division, will preside during
this proceeding.

- 12 Notice of any other procedural phase will be given in writing or on the record, as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 8th day of November, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RICHARD HEMSTAD, Commissioner

PATRICK J. OSHIE, Commissioner

Inquiries may be address to:

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

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or 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.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

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.: (____) _____